

GEORGE H. RYAN
Secretary of State

ILLINOIS REGISTER

Rules of Governmental Agencies

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INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1989, ch. 127, pars. 1001 et seq., as amended).

REGISTER PUBLICATION SCHEDULE 1991

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May 14, 1991	May 21, 1991	22	May 31, 1991	Nov. 19, 1991	Nov. 26, 1991	49	Dec. 6, 1991
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June 18, 1991	June 25, 1991	27	July 5, 1991	Dec. 24, 1991	Dec. 31, 1991	2	Jan. 10, 1992

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).

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DEPARTMENT OF INSURANCE
NOTICE OF PROPOSED RULE

1) Heading of the Part: Cost Containment Form and Data Reporting Requirements

2) Code Citation: 50 Ill. Adm. Code 6602

3) Section Numbers: Proposed Action:

6602.10	New Section
6602.20	New Section
6602.APPENDIX A	New Appendix
6602.APPENDIX B	New Appendix
6602.APPENDIX C	New Appendix
6602.APPENDIX D	New Appendix
6602.APPENDIX E	New Appendix
6602.APPENDIX F	New Appendix
6602.APPENDIX G	New Appendix
6602.APPENDIX H	New Appendix
6602.APPENDIX I	New Appendix
6602.APPENDIX J	New Appendix
6602.APPENDIX K	New Appendix
6602.APPENDIX L	New Appendix
6602.APPENDIX M	New Appendix

4) Statutory Authority: Implementing and authorized by Section 1204 of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, par. 1065.904).

5) A Complete Description of the Subjects and Issues Involved:
The purpose of this Part is to establish form and data reporting requirements and to establish the medium upon which such information shall be transmitted to the Director.

6) Will this proposed rule replace emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this proposed rule contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: Not applicable

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NOTICE OF PROPOSED RULE

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to comment on this proposed rulemaking may submit written comments no later than 45 days after the publication of this Notice to:

Tim Cena, Staff Attorney
Department of Insurance
100 West Randolph Street - Suite 15-100
Chicago, Illinois 60601

12) Initial Regulatory Flexibility Analysis: The Department has determined that this Part will not affect "small businesses" as that term is defined by Section 3.10 of the Administrative Procedure Act (Ill. Rev. Stat., 1989, ch. 127, par. 1003.10).

The full text of the Proposed Rule begins on the next page:

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED RULES

TITLE 50: INSURANCE
CHAPTER I: DEPARTMENT OF INSURANCE
SUBCHAPTER III: INSURANCE COST CONTAINMENT

PART 6602

COST CONTAINMENT FORM AND DATA REPORTING REQUIREMENTS

- Section
6602.10 Purpose and Scope
6602.20 Recording Procedures
6602.APPENDIX A GENERAL SUBMISSION GUIDELINES
6602.APPENDIX B REPORTING PERIODS, FILE LAYOUTS AND RECORD FORMATS
6602.APPENDIX C ANNUAL REPORTING
6602.APPENDIX D SEMI-ANNUAL REPORTING
6602.APPENDIX E GENERAL CODING CONVENTIONS - PREMIUMS
6602.APPENDIX F GENERAL CODING CONVENTIONS - LOSSES
6602.APPENDIX G GENERAL LIABILITY CLASS CODES
6602.APPENDIX H MEDICAL MALPRACTICE CLASS/CLASS GROUPS
6602.APPENDIX I COMMERCIAL AUTOMOBILE LIABILITY CLASS GROUPS - EXCLUDING PERSONAL INJURY PROTECTION (PIPS)
6602.APPENDIX J PRIVATE PASSENGER AUTO CLASSIFICATIONS
6602.APPENDIX K BUSINESS OWNERS CLASSIFICATIONS
6602.APPENDIX L HOMEOWNER CLASSIFICATIONS
6602.APPENDIX M SPECIAL CLASSIFICATIONS APPLICABLE TO EXCESS INSURANCE

AUTHORITY: Implementing and authorized by Section 1204 of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, par. 1065.904).

SOURCE: Adopted at 15 Ill. Reg. _____ effective _____ 1991.

Section 6602.10 Purpose and Scope

The purpose of this Part is to establish form and data reporting requirements for the specific information required to be reported to the Director of Insurance by Section 1204 (A)-(D) of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, par. 1065.904 (A)-(D)) and to establish the medium upon which such information shall be transmitted to the Director. The reporting and medium requirements are contained in Appendices A-M. This Part shall apply to each company licensed to write property or casualty insurance in this State pursuant to Section 4, Class 2 (a)-(i) and Class 3 (b)-(i) of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, par. 616).

Section 6602.20 Recording Procedures

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NOTICE OF PROPOSED RULES

a) Scope of Procedure

These procedures are applicable to all direct property and liability business written by insurers licensed by the State of Illinois. Each insurer shall report their business written separately for Illinois and country-wide (including Illinois) for each line, subtitle or class specified by this Part. Where zip code reporting is required, each line, subtitle or class shall be reported separately for each zip code. Zip code reporting shall be required for Illinois personal lines business only.

b) Submission of Data

- 1) Annual reporting of data shall be in accordance with Appendix C.
- 2) Semi-annual reporting of data shall be in accordance with Appendix D.
- 3) Companies required to report country-wide data shall be required to report detailed data on a country-wide basis if the insurer is in the 90th percentile of the total country-wide written premium for the business line within which such detailed classifications are found.

c) Methods of Compiling Annual Experience

Experience for each class or type of business required shall be provided for the applicable statistical methods described in Appendix C. The statistical period(s) for reporting each type or class of business shall be specified in the prescribed reporting formats.

1) Accident Year

A comparison of the incurred losses on claims occurring in a given twelve month period with the exposures and premiums earned in that same period.

2) Policy Year

A comparison of the incurred losses occurring under policies having inception dates in a given calendar year with the exposures and premiums on such policies.

3) Calendar Year

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A comparison of the incurred losses during a given twelve month period with the exposures and premiums earned in the same period.

d) Recording of Statistics

Insurers may use any method for the recording of statistics, including any type of record format convenient to their statistical or accounting procedures, provided that statistics shall be reported by the insurer within the required time using the codes and record format provided in Appendix B and G-M.

e) Preparation and Completion of Reports of Statistics

1) Insurers may report statistics directly, or through an advisory organization. Advisory organizations reporting data for more than one insurer shall report class data separately for each insurer represented.

2) The reports of premiums and the reports of losses and loss adjustment expenses shall be reported in the record formats prescribed in Appendix B.

3) The filing of statistics shall be accompanied by a transmittal letter showing summary totals for each line of business and shall be in agreement with the records of the insurer for the period covered. The totals shall also include, by line of business, the amount net of corrections made in the quarter.

4) Prior to submission of statistics, the insurer shall audit of the statistics being reported to detect and correct any errors in the assignment of statistical classifications.

5) Prior to requiring any supporting statistical data, the Director shall provide the insurer with a letter giving the details for special reporting. The request letter will be issued to the insurers on or before September 1 of each year. The requested data shall be submitted within 90 days of the receipt of the request.

6) If an insurer finds that it has no data to report please use Appendix B. "Additional comments if necessary for clarification:" to explain that your company has no data to report for this filing.

f) Reinsurance

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Reinsurance statistics shall be reported for direct business only. Therefore, the reports of statistics shall not include premiums received from or losses paid to other insurers because of the reinsurance assumed by the reporting insurers; nor, shall any deductions be made by the reporting insurers for premiums ceded to or for losses recovered from other insurers because of the reinsurance ceded.

g) Correction of Errors

Corrections of errors in the reporting of statistics shall be made by reporting the corrected data in the reporting quarter in which the error corrections are made.

h) Reporting Dates and Amounts

1) When reporting dates, use year and reporting quarter format (YYQ).

2) When reporting exposure, premium and loss amounts, all values shall be prefaced by a separate field for the sign ("+" = positive and "-" = negative). All numeric fields shall be right justified with leading zeros and contain all zeros if no amount is to be reported.

i) Reporting of Premiums

The premium reported shall be the premium charged for the policies within each classification. The premium for excess limits coverages shall be reported separately. Premium for excess limits is defined as that premium charged for coverage in excess of the primary policy limits added by a different policy. For example, umbrella policy or through an endorsement to the policy. Premiums shall be reported on both a written and earned basis.

j) Reporting of Exposures

The number of written exposures shall be separately reported for each type or class of business required. If any reported exposure base differs from that prescribed by the Director, that exposure base shall be clearly defined.

k) Reporting of Losses

1) Separate fields shall be provided for both paid losses and outstanding losses. Where required, fields shall be provided

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for paid allocated loss adjustment expense and outstanding allocated loss adjustment expense.

- 2) Special requests made by the Director pursuant to Ill. Rev. Stat. 1989, ch. 73, par. 1065.904(D) shall contain detailed instructions for the submission, formatting and due dates of reports.

- 1) Reporting Excess Losses

Losses covered by an excess policy shall be reported separately in the same manner as is described in subsection (k) of this Section. An excess loss is defined as a loss resulting in an incurred cost to the insurer in excess of the primary policy limits and covered by a different policy or an endorsement to the policy. For example, umbrella policy, or by an excess limits endorsement.

- m) Definition of Allocated Loss Adjustment Expenses

Allocated loss adjustment expenses for the purpose of this Part represent the expenses of an insurer, in connection with claim settlements, which is directly allocated to a particular claim.

- n) Three Year Prepaid Policies

Premiums for three year prepaid policies shall be reported as three separate annual policies.

- o) Other Prepaid Policies

The procedure outlined in subsection (n) above applies to other policies not having a one year term with proper recognition of the policy term and using a pro rata allocation formula. In all cases policy periods shall be annual or less.

- p) Treatment of Installment Payments

Premiums for policies written on an installment basis shall be reported as though they were prepaid policies.

- q) Installment Charge Premium

Additional premium resulting from the application of installment charges shall be reported as premium.

- r) Divisible Package Policies

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Report premiums separately by each classification used in developing the total package premium.

- s) Rounding Rule

Rounding shall be accomplished by dropping 1 through 49 cents, and by increasing and decreasing the dollar amount by 1 (depending on whether the amount is positive or negative) for 50 through 99 cents.

Section 6602.APPENDIX A GENERAL SUBMISSION GUIDELINES

- a) Data Collection Information

- 1) Data may be submitted on diskette or magnetic tape.

- 2) Diskettes and/or magnetic tapes shall conform to the recording procedure contained in Section 6602.20. Failure to comply with these specifications shall subject the insurer to those penalties and procedures contained in Section 1204 of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, par. 1065.904(e)).

- b) Guidelines for Data Collection

Insurers are responsible for developing or obtaining any software required to convert and/or translate their internal file structures and formats to those prescribed by this Part.

- c) Data Format Standards

To simplify aspects of the data collection process, data and file formats for diskettes shall consist of common American Standard Code for Information Inter-Change, hereafter (ASCII) representation. Tape data and file formats shall consist of common Extended Binary Coded Decimal Information Code, hereafter (EBCDIC) representations.

- d) File Description and Reporting Requirements

- 1) All amounts must be reported in whole dollars, with no reporting of cents.
- 2) Each line item required to be filed shall be a separate record.

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- 3) The sign for all amount (numeric) fields shall be carried separately from the number. The sign shall precede the number and shall be represented as positive (+) or negative (-).
- 4) All alpha and alphanumeric fields shall be left-justified. Do not zero-fill blank characters.
- 5) All numeric fields shall be zero-filled and right-justified.
- 6) Fields which are not required for a line shall be zero-filled.
- 7) Rounding Rule - Rounding shall be accomplished by dropping, through 49 cents, and by increasing and decreasing the dollar amount by 1 (depending on whether the amount is positive or negative) for 50 through 99 cents.
- 8) Filing Types - The initial filing is the first filing by an insurer for any of the three filings (February, August and November) for a year. An amended filing is used when any portion of the initial filing was in error. An amended filing must contain all information, not just the data that was in error. A refiling is required when the insurer and/or software produced results that were not acceptable. The refiling must contain all information required by this Part. Refer to File Structures and Naming Conventions in subsection (h) and (i) of this Appendix.
- 9) Records due on February 1, August 1 and November 1, respectively, shall be submitted on separate diskettes/tapes.

e) Diskette Size and Density

- 1) Diskettes submitted to the Illinois Department of Insurance shall be IBM compatible, 5 1/4 inch, dual sided, dual density, soft sector, floppy diskettes with a recording density of either 360 KB or 1.2 MB high density IBM PC/AT format. The 3 1/2 inch diskettes from an IBM Personal System/2, or compatible, with a recording density of 720 KB or 1.44 MB are also acceptable. Diskette density shall be specified on the external diskette label. Diskettes will not be returned.
- 2) The Department has developed and is making available an edit program for use on all PCs using DOS. To request a copy of this program, contact the Illinois Department of Insurance Cost Containment Section. Insurers shall run their ASCII file data against this edit program prior to submitting the diskette.

f) Tape Specifications

Data submitted on magnetic tape shall conform to the following specifications: 6250 BPI, standard IBM compatible, record size of 157, block size of 8949, and shall be accompanied with a print-out of tape header information of the first five blocks. Tapes will be returned only if a self-addressed mailer is provided.

g) Insurer Responsibilities

It is the responsibility of the insurer to meet all of the Illinois Department of Insurance guidelines for data submission. The insurer shall be held accountable for continued compatibility and compliance with the requirements of this Part.

h) Diskette File Structures and Naming Conventions

- 1) Each diskette submitted to the Illinois Department of Insurance shall contain one physical file. Physical files that span multiple diskettes shall be logically continued. A file on one diskette may terminate (end of file mark) at the end of any line item. The records on the physical file on subsequent diskettes shall continue from the records on the physical file of the previous diskette.

- 2) Records due on February 1, August 1, and November 1, respectively, must be submitted on separate diskettes.

- 3) A diskette file name shall be made up of two portions, a data name and an extension. The data name references the filing and the extension references the type of filing.

- 4) The data name of each file on diskette is:

- A) February 1 and August 1 filing:

- i) IYyyqqnn: where yy is the reporting year,
qq is the reporting quarters (12 or 34),
nn is the physical file sequence number.

- ii) Examples Diskette Number 1 - File Name = "IQ901201"
Diskette Number 3 - File Name = "IQ901203"

- B) November 1 filing:

- i) IAYynnnn: where yy is the reporting year,
nnnn is the physical file sequence number.

- ii) Examples Diskette Number 1 - File Name = "IA9000001"
Diskette Number 3 - File Name = "IA9000003"

5) The extension name of each file on diskette is data portion .xxx where xxx is the type of filing. Acceptable extensions are INT for initial filings, AMD for amended filings and REF for refilings. Refer to File Description and Reporting Requirements, subsection (d)(8) of this Appendix. For example, diskette number 1 - "IA9000001.INT".

6) Diskettes shall be clearly identified by external labels containing all of the following information:

- A) Company Name
- B) Company NAIC and FEIN Number
- C) Diskette No. ____ of ____ (i.e., Diskette No. 2 of 4)
- D) Diskette Density (i.e., 360 KB or 1.2 MB - 5 1/4 inch)
- E) Filing Date
- F) Diskette Contact Person and Telephone Number
- G) Type (i.e., INT, AMD, REF)
- H) File Name

i) Tape

Records due on February 1, August 1 and November 1, respectively, shall be submitted on separate tapes. A tape file name (DSN - Data Set Name) shall be made up of two qualifiers. The high-level qualifier references the filing and the low-level qualifier references the type of filing.

1) The high-level qualifier name of each file or tape is:

A) February 1 and August 1 filing;

- i) IQyyqqnn: where yy is the reporting year,
qq is the reporting quarters (12 or 34),
nn is the physical file sequence number.

- ii) Examples Tape number 1 - High Level Qualifier =
"IQ901201"

B) November 1 filing;

- i) IAYynn: where yy is the reporting year,
nn is the physical file sequence number.

- ii) Example Tape number 1 - High-Level Qualifier - "IA90001"

2) The low-level qualifier naming convention of the single file or tape is:

- A) High-level qualifier .xxx where xxx is the type of filing
- B) Acceptable low-level qualifiers are INT for initial filings, AMD for amended filings and REF for refilings. Refer to File Descriptions and Reporting Requirements, subsection (d)(8) of this Appendix.

C) Example Tape number 1 - "IA9001.INT"

D) Tapes shall be clearly identified by external labels containing all of the following information:

- i) Company Name
- ii) Company NAIC and FEIN Number
- iii) Tape Volser #
- iv) Filing Date
- v) Tape Contact Person and Telephone Number
- vi) Type (i.e., INT, REF, AMD)
- vii) File Name

j) Mailing Requirements

1) The diskettes/tapes submissions shall include a completed diskette/tape transmittal form and certification.

2) The diskette(s)/tape(s) shall be enclosed in rigid protective packaging that will prevent bending and other destructive exposures.

3) The outer package shall be clearly labeled to indicate computer diskettes or tapes are enclosed.

4) Address submission to:

Illinois Department of Insurance
Cost Containment Section
SB1200 Data Unit
320 West Washington
Springfield, Illinois 62767

k) Diskette/Tape Transmittal Format and Certification

Name of Insurer

DEPARTMENT OF INSURANCE

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

IL Co. # _____ Date ____/____/____ FEIN ____ - ____
NAIC Group # _____ NAIC Company # _____

This format is required for all transmittals, be sure to respond to all questions below and to provide all required information. Any additional comments that may help to identify the diskette/data contents should be supplied.

1. Is this the initial filing? (Y/N)	Feb.	Aug.	Nov.
2. Is this a refiling? (Y/N)	_____	_____	_____
2a. If yes, complete Section B.	_____	_____	_____
3. Is this an amended filing? (Y/N)	_____	_____	_____
3a. If yes, complete Section B.	_____	_____	_____

Date(s) of filing(s) to be replaced?	_____	_____	_____
--------------------------------------	-------	-------	-------

Additional comments if necessary for clarification: _____

Diskette/Tape Contact: _____
Phone: _____
Address: _____

Attach a copy of this external label of the diskette(s)/tape to the back of this form.

The undersigned hereby certifies that, to the best of my knowledge, this submission was prepared in compliance with the Illinois Department of Insurance specifications.

(Signed) _____

Type Name and Title _____

Section 6602.APPENDIX B REPORTING PERIODS, FILE LAYOUTS AND RECORD FORMATS

Reporting Line/Period	Cal. Yr. Prem.	Cal. Yr. Loss	Policy Yr. Prem.	Policy Yr. Loss	Acc. Yr. Loss	Ill.	Co. Wide
Qtrly. G.L. Rptng.	X					X	
Qtrly. Med. Mal.	X					X	
Qtrly. Comm. Auto	X					X	
Qtrly. H.O.	X					X	
Qtrly. P.P. Auto	X					X	
Annual G.L. Rptng.			X			X	X
Annual Med. Mal.			X			X	X
Annual Comm. Auto	X				X	X	X
Annual B.O. Rptng.	X				X	X	X
Annual P. P. Auto	X	X ³			X ⁴	X	X
Ann. Ex. Ins. Rptng.	X ¹		X ²	X ²	X ¹	X	X
Annual H.O. Opt. 1	X	X				X	X
Annual H.O. Opt. 2	X				X	X	X
Zip Code (Where Required. See Line/Item Matrix.)	X					X	

- 1 personal and commercial auto lines excess or umbrellas
2 general liability lines excess or umbrellas
3 private passenger auto - physical damage
4 private passenger auto - liability

DEPARTMENT OF INSURANCE
NOTICE OF PROPOSED RULES

Line/Item Matrix
Premium

Position/Data Element	Picture	G.L.	Med. Mal.	Comm. Auto	Pers. Auto	Home-Owners	Business Owners	Excess Ins.
1. NAIC #	5 A/N	yes	yes	yes	yes	yes	yes	yes
2. NAIC Group	3 A/N	yes	yes	yes	yes	yes	yes	yes
3. FEIN	9 A/N	yes	yes	yes	yes	yes	yes	yes
4. Filing Method	1 A/N	yes	yes	yes	yes	yes	yes	yes
5. Prem./Loss Indicator	1 A/N	yes	yes	yes	yes	yes	yes	yes
6. Accounting Date	3 A/N	yes	yes	yes	yes	yes	yes	yes
7. Experience Method	1 A/N	yes	yes	yes	yes	yes	yes	yes
8. State/Company-wide	2 A/N	yes	yes	yes	yes	yes	yes	yes
9. Line of Business	1 A/N	yes	yes	yes	yes	yes	yes	yes
10. Form Type	1 A/N	yes	yes	yes	yes	yes	yes	yes
11. Class	6 A/N	yes	yes	yes	yes	yes	yes	yes
12. Zip Code	5 N	no	no	no	yes	yes	no	no
13. Stat. Data Year	2 N	yes	yes	yes	yes	yes	yes	yes
14a. Exposure Sign	1 Sign	yes	yes	yes	yes	no	no	no
14b. Written Exposure	12 N	yes	yes	yes	yes	yes	no	no

DEPARTMENT OF INSURANCE
NOTICE OF PROPOSED RULES

Line/Item Matrix
Premium

Position/Data Element	Picture	G.L.	Med. Mal.	Comm. Auto	Pers. Auto	Home-Owners	Business Owners	Excess Ins.
15a. W. Premium Sign	1 Sign	yes	yes	yes	no	yes	yes	yes
15b. Written Premium	12 N	yes	yes	yes	no	yes	yes	yes
16a. E. Premium Sign	1 Sign	yes	yes	yes	no	yes	yes	yes
16b. Earned Premium	12 N	yes	yes	yes	no	yes	yes	yes
17a. BI or Comp. W. Premium Sign	1 Sign	no	no	no	yes	no	no	no
17b. BI or Comp. Written Prem.	12 N	no	no	no	yes*	no	no	no
18a. BI or Comp. Prem. Sign	1 Sign	no	no	no	yes	no	no	no
18b. BI or Comp. Earned Prem.	12 N	no	no	no	yes*	no	no	no
19a. PD or Coll. W. Prem. Sign	1 Sign	no	no	no	yes	no	no	no
19b. PD or Coll. Written Prem.	12 N	no	no	no	yes	no	no	no
20a. PD or Coll. Prem. Sign	1 Sign	no	no	no	yes	no	no	no
20b. PD or Coll. Earned Prem.	12 N	no	no	no	yes	no	no	no
21a. UM W. Prem. Sign	1 Sign	no	no	no	yes ¹	no	no	no

DEPARTMENT OF INSURANCE
NOTICE OF PROPOSED RULES

DEPARTMENT OF INSURANCE
NOTICE OF PROPOSED RULES

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Line/Item Matrix

Premium

Position/Data Element	Picture	G.L.	Med. Mal.	Comm. Auto	Pers. Auto	Home-Owners	Business Owners	Excess Ins.
21b. UM Written Premium	12 N	no	no	no	yes* ¹	no	no	no
22a. UM Earned Prem. Sign	1 Sign	no	no	no	yes ¹	no	no	no
22b. UM Earned Premium	12 N	no	no	no	yes* ¹	no	no	no

* Note: Medical payments premium shall be included with the BI premiums reported. Single limit policies shall have all premiums reported in the BI premium element. UM premium shall be split when possible, however, for a period not to exceed three (3) years from the effective date of this Part, advisory organizations reporting on behalf of insurance companies may report UM premium as a separate record using only the line of business indicator and as an aggregate for the whole of the State of Illinois.

A = Alphabetic

N = Numeric

1 = Liability Only

Line/Item Matrix

Loss

Position/Data Element	Picture	G.L.	Med. Mal.	Comm. Auto	Pers. Auto	Home-Owners	Business Owners	Excess Ins.
1. NAIC #	5 A/N	yes	yes	yes	yes	yes	yes	yes
2. NAIC Group	3 A/N	yes	yes	yes	yes	yes	yes	yes
3. FEIN	9 A/N	yes	yes	yes	yes	yes	yes	yes
4. Filing Method	1 A/N	yes	yes	yes	yes	yes	yes	yes
5. Prem./Loss Indicator	1 A/N	yes	yes	yes	yes	yes	yes	yes
6. Accounting Date	3 A/N	yes	yes	yes	yes	yes	yes	yes
7. Experience Method	1 A/N	yes	yes	yes	yes	yes	yes	yes
8. State/Company-wide	2 A/N	yes	yes	yes	yes	yes	yes	yes
9. Line of Business	1 A/N	yes	yes	yes	yes	yes	yes	yes
10. Form Type	1 A/N	yes	yes	yes	yes	yes	yes	yes
11. Class	6 A/N	yes	yes	yes	yes	yes	yes	yes
12. Stat. Data Year	2 N	yes	yes	yes	yes	yes	yes	yes
13. Type of Loss	1 A/N	no	no	yes	yes	no	no	no
14a. Paid Loss Sign	1 Sign	yes	yes	yes	yes	yes	yes	yes

DEPARTMENT OF INSURANCE
NOTICE OF PROPOSED RULES

Line/Item Matrix

Loss

Position/Data Element	Picture	G.L.	Med. Mal.	Comm. Auto	Pers. Auto	Home-Owners	Business Owners	Excess Ins.
14b. Paid Loss Amount	12 N	yes	yes	yes*	yes*	yes	yes*	yes*
15a. O/S Loss Sign	1 Sign	yes	yes	yes	yes ²	yes	yes	yes
15b. Outstanding Loss	12 N	yes	yes	yes*	yes ²	yes	yes*	yes*
16a. Paid Allocated Loss Expense Sign	1 Sign	yes	yes	yes	yes ³	no	yes	yes
16b. Paid Allocated Loss Expense Amount	12 N	yes	yes	yes	yes ³	no	yes	yes
17a. O/S Allocated Loss Expense Sign	1 Sign	yes	yes	yes	yes ³	no	yes	yes
17b. O/S Allocated Loss Expense Amount	12 N	yes	yes	yes	yes ³	no	yes	yes
18a. Paid # Sign	1 Sign	yes	yes	yes	yes	yes	yes	yes
18b. Paid #	8 N	yes	yes	yes	yes	yes	yes	yes
19a. O/S # Sign	1 Sign	yes	yes	yes	yes	yes	yes	yes
19b. O/S #	8 N	yes	yes	yes	yes	yes	yes	yes
20. Filler	51 A/N	no	no	no	no	no	no	no

* For these lines (commercial auto, private passenger auto, excess insurance and business owners) allocated loss adjustment expense shall be included in paid and outstanding losses.

2 = Beginning 01/01/93

3 = Liability Only

DEPARTMENT OF INSURANCE
NOTICE OF PROPOSED RULES

Record Format - Premium (General Liability)

Column #	Picture Clause	Value
1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Form Type
28-33	Pic X(6)	Class
34-38	Pic X(5)	N/A (Zero-fill)
39-40	Pic X(2)	Statistical Data Year
41	Pic X(1)	Sign Field
42-53	Pic X(12)	Exposure
54	Pic X(1)	Sign Field
55-66	Pic X(12)	Written Premium
67	Pic X(1)	Sign Field
68-79	Pic X(12)	Earned Premium
80	Pic X(1)	N/A (Zero-fill)
81-92	Pic X(12)	N/A (Zero-fill)
93	Pic X(1)	N/A (Zero-fill)
94-105	Pic X(12)	N/A (Zero-fill)
106	Pic X(1)	N/A (Zero-fill)
107-119	Pic X(12)	N/A (Zero-fill)
119	Pic X(1)	N/A (Zero-fill)
120-131	Pic X(12)	N/A (Zero-fill)
132	Pic X(1)	N/A (Zero-fill)
133-144	Pic X(12)	N/A (Zero-fill)
145	Pic X(1)	N/A (Zero-fill)
146-157	Pic X(12)	N/A (Zero-fill)

Record Format - Premium (Medical Malpractice)

Column #	Picture Clause	Value
1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date

23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Form Type
28-33	Pic X(6)	Class
34-38	Pic X(5)	N/A (Zero-fill)
39-40	Pic X(2)	Statistical Data Year
41	Pic X(1)	Sign Field
42-53	Pic X(12)	Exposure
54	Pic X(1)	Sign Field
55-66	Pic X(12)	Written Premium
67	Pic X(1)	Sign Field
68-79	Pic X(12)	Earned Premium
80	Pic X(1)	N/A (Zero-fill)
81-92	Pic X(12)	N/A (Zero-fill)
93	Pic X(1)	N/A (Zero-fill)
94-105	Pic X(12)	N/A (Zero-fill)
106	Pic X(1)	N/A (Zero-fill)
107-118	Pic X(12)	N/A (Zero-fill)
119	Pic X(1)	N/A (Zero-fill)
120-131	Pic X(12)	N/A (Zero-fill)
132	Pic X(1)	N/A (Zero-fill)
133-144	Pic X(12)	N/A (Zero-fill)
145	Pic X(1)	N/A (Zero-fill)
146-157	Pic X(12)	N/A (Zero-fill)

Record Format - Premium (Commercial Auto)

Column #	Picture Clause	Value
1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Type of Form
28-33	Pic X(6)	Class
34-38	Pic X(5)	N/A (Zero-fill)
39-40	Pic X(2)	Statistical Data Year
41	Pic X(1)	Sign Field
42-53	Pic X(12)	Exposure
54	Pic X(1)	Sign Field

55-66	Pic X(12)	Written Premium
67	Pic X(1)	Sign Field
68-79	Pic X(12)	Earned Premium
80	Pic X(1)	N/A (Zero-fill)
81-92	Pic X(12)	N/A (Zero-fill)
93	Pic X(1)	N/A (Zero-fill)
94-105	Pic X(12)	N/A (Zero-fill)
106	Pic X(1)	N/A (Zero-fill)
107-118	Pic X(12)	N/A (Zero-fill)
119	Pic X(1)	N/A (Zero-fill)
120-131	Pic X(12)	N/A (Zero-fill)
132	Pic X(1)	N/A (Zero-fill)
133-144	Pic X(12)	N/A (Zero-fill)
145	Pic X(1)	N/A (Zero-fill)
146-157	Pic X(12)	N/A (Zero-fill)

Record Format - Premium (Personal Auto) Liability

Column #	Picture Clause	Value
1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Type of Form
28-33	Pic X(6)	Class
34-38	Pic X(5)	Statistical Data Year
39-40	Pic X(2)	Sign Field
41	Pic X(1)	Exposure
42-53	Pic X(12)	N/A (Zero-fill)
54	Pic X(1)	N/A (Zero-fill)
55-66	Pic X(12)	N/A (Zero-fill)
67	Pic X(1)	N/A (Zero-fill)
68-79	Pic X(12)	N/A (Zero-fill)
80	Pic X(1)	Sign Field
81-92	Pic X(12)	*BI Written Premium
93	Pic X(1)	Sign Field
94-105	Pic X(12)	*BI Earned Premium
106	Pic X(1)	Sign Field
107-118	Pic X(12)	PD Written Premium
119	Pic X(1)	Sign Field
120-131	Pic X(12)	PD Earned Premium

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED RULES

132	Sign Field
133-144	*UM Written Premium
145	Sign Field
146-157	*UM Earned Premium

* Note: Medical payments premium shall be included with the BI premiums reported. Single limit policies shall have all premium reported in the BI premium element. UM premium should be split when possible, however, for a period not to exceed three (3) years from the effective date of this Part, advisory organizations reporting on behalf of insurance companies may report UM premium as a separate record using only the line of business indicator and as an aggregate for the whole of the State of Illinois.

Record Format - Premium (Personal Auto) Physical Damage

Column #	Picture Clause	Value
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1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Type of Form
28-33	Pic X(6)	Class
34-38	Pic X(5)	Statistical Data Year
39-40	Pic X(2)	N/A (Zero-fill)
41	Pic X(1)	N/A (Zero-fill)
42-53	Pic X(12)	Sign Field
54	Pic X(1)	Written Premium
55-66	Pic X(12)	Sign Field
67	Pic X(1)	Earned Premium
68-79	Pic X(1)	N/A (Zero-fill)
80	Pic X(1)	N/A (Zero-fill)
81-92	Pic X(12)	N/A (Zero-fill)
93	Pic X(1)	N/A (Zero-fill)
94-105	Pic X(12)	N/A (Zero-fill)
106	Pic X(1)	N/A (Zero-fill)
107-118	Pic X(12)	N/A (Zero-fill)
119	Pic X(1)	N/A (Zero-fill)
120-131	Pic X(12)	N/A (Zero-fill)
132	Pic X(1)	N/A (Zero-fill)
133-144	Pic X(12)	N/A (Zero-fill)
145	Pic X(1)	Sign Field
81-92	Pic X(12)	Comp. Written Premium
93	Pic X(1)	Sign Field
94-105	Pic X(12)	Comp. Earned Premium
106	Pic X(1)	Sign Field
107-118	Pic X(12)	Coll. Written Premium
119	Pic X(1)	Sign Field
120-131	Pic X(12)	Coll. Earned Premium
132	Pic X(1)	N/A (Zero-Fill)
133-144	Pic X(12)	N/A (Zero-Fill)
145	Pic X(1)	N/A (Zero-Fill)

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED RULES

146-157	Pic 9(12)	N/A (Zero-Fill)
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Record Format - Premium (Business Owners)

Column #	Picture Clause	Value
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1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Type of Form
28-33	Pic X(6)	Class
34-38	Pic X(5)	N/A (Zero-fill)
39-40	Pic X(2)	Statistical Data Year
41	Pic X(1)	N/A (Zero-fill)
42-53	Pic X(12)	N/A (Zero-fill)
54	Pic X(1)	Sign Field
55-66	Pic X(12)	Written Premium
67	Pic X(1)	Sign Field
68-79	Pic X(12)	Earned Premium
80	Pic X(1)	N/A (Zero-fill)
81-92	Pic X(12)	N/A (Zero-fill)
93	Pic X(1)	N/A (Zero-fill)
94-105	Pic X(12)	N/A (Zero-fill)
106	Pic X(1)	N/A (Zero-fill)
107-118	Pic X(12)	N/A (Zero-fill)
119	Pic X(1)	N/A (Zero-fill)
120-131	Pic X(12)	N/A (Zero-fill)
132	Pic X(1)	N/A (Zero-fill)
133-144	Pic X(12)	N/A (Zero-fill)
145	Pic X(1)	N/A (Zero-fill)
146-157	Pic X(12)	N/A (Zero-fill)

Record Format - Premium (Homeowners)

Column #	Picture Clause	Value
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1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED RULES

20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Type of Form
28-33	Pic X(6)	Class
34-38	Pic 9(5)	Zip Code
39-40	Pic 9(2)	Statistical Data Year
41	Pic X(1)	Sign Field
42-53	Pic 9(12)	Exposure
54	Pic X(1)	Sign Field
55-66	Pic 9(12)	Written Premium
67	Pic X(1)	Sign Field
68-79	Pic 9(12)	Earned Premium
80	Pic X(1)	N/A (Zero-fill)
81-92	Pic 9(12)	N/A (Zero-fill)
93	Pic X(1)	N/A (Zero-fill)
94-105	Pic 9(12)	N/A (Zero-fill)
106	Pic X(1)	N/A (Zero-fill)
107-118	Pic 9(12)	N/A (Zero-fill)
119	Pic X(1)	N/A (Zero-fill)
120-131	Pic 9(12)	N/A (Zero-fill)
132	Pic X(1)	N/A (Zero-fill)
133-144	Pic 9(12)	N/A (Zero-fill)
145	Pic X(1)	N/A (Zero-fill)
146-157	Pic 9(12)	N/A (Zero-fill)

Record Format - Premium (Excess Insurance)

Column #	Picture Clause	Value
1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Form Type
28-33	Pic X(6)	Class
34-38	Pic 9(5)	N/A (Zero-fill)
39-40	Pic 9(2)	Statistical Data Year
41	Pic X(1)	N/A (Zero-fill)
42-53	Pic 9(12)	N/A (Zero-fill)
54	Pic X(1)	Sign Field

ILLINOIS REGISTER

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED RULES

55-66	Pic 9(12)	Written Premium
67	Pic X(1)	Sign Field
68-79	Pic 9(12)	Earned Premium
80	Pic X(1)	N/A (Zero-fill)
81-92	Pic 9(12)	N/A (Zero-fill)
93	Pic X(1)	N/A (Zero-fill)
94-105	Pic 9(12)	N/A (Zero-fill)
106	Pic X(1)	N/A (Zero-fill)
107-118	Pic 9(12)	N/A (Zero-fill)
119	Pic X(1)	N/A (Zero-fill)
120-131	Pic 9(12)	N/A (Zero-fill)
132	Pic X(1)	N/A (Zero-fill)
133-144	Pic 9(12)	N/A (Zero-fill)
145	Pic X(1)	N/A (Zero-fill)
146-157	Pic 9(12)	N/A (Zero-fill)

Record Format - Loss (General Liability)

Column #	Picture Clause	Value
1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Form Type
28-33	Pic X(6)	Class
34-35	Pic 9(2)	Statistical Data Year
36	Pic X(1)	N/A (Zero-fill)
37	Pic X(1)	Sign Field
38-49	Pic 9(12)	Paid Loss
50	Pic X(1)	Sign Field
51-62	Pic 9(12)	Outstanding Loss
63	Pic X(1)	Sign Field
64-75	Pic 9(12)	Paid Allocated Loss Expense
76	Pic X(1)	Sign Field
77-88	Pic 9(12)	O/S Allocated Loss Expense
89	Pic X(1)	Sign Field
90-97	Pic 9(8)	Paid #
98	Pic X(1)	Sign Field
99-106	Pic 9(8)	O/S #
107-157	Pic X(51)	N/A (Zero-fill)

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED RULES

Record Format - Loss (Medical Malpractice)

Column #	Picture Clause	Value
1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Form Type
28-33	Pic X(6)	Class
34-35	Pic X(2)	Statistical Data Year
36	Pic X(1)	N/A (Zero-fill)
37	Pic X(1)	Sign Field
38-49	Pic X(12)	Paid Loss
50	Pic X(1)	Sign Field
51-62	Pic X(12)	Outstanding Loss
63	Pic X(1)	Sign Field
64-75	Pic X(12)	Paid Allocated Loss Expense
76	Pic X(1)	Sign Field
77-88	Pic X(12)	O/S Allocated Loss Expense
89	Pic X(1)	Sign Field
90-97	Pic X(12)	Paid Loss
98	Pic X(1)	Sign Field
99-106	Pic X(12)	O/S Allocated Loss Expense
107-157	Pic X(51)	N/A (Zero-fill)

Record Format - Loss (Commercial Auto)

Column #	Picture Clause	Value
1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Type of Form
28-33	Pic X(6)	Class
34-35	Pic X(2)	Statistical Data Year

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NOTICE OF PROPOSED RULES

36	Pic X(1)	Type of Loss
37	Pic X(1)	Sign Field
38-49	Pic X(12)	*Paid Loss
50	Pic X(1)	Sign Field
51-62	Pic X(12)	*Outstanding Loss
63	Pic X(1)	Sign Field
64-75	Pic X(12)	Paid Allocated Loss Expense
76	Pic X(1)	Sign Field
77-88	Pic X(12)	O/S Allocated Loss Expense
89	Pic X(1)	Sign Field
90-97	Pic X(12)	Paid Loss
98	Pic X(1)	Sign Field
99-106	Pic X(12)	O/S Allocated Loss Expense
107-157	Pic X(51)	N/A (Zero-fill)

* Note: Allocated loss adjustment expense may be included in paid and outstanding losses.

Record Format - Loss (Personal Auto)

Column #	Picture Clause	Value
1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Type of Form
28-33	Pic X(6)	Class
34-35	Pic X(2)	Statistical Data Year
36	Pic X(1)	Type of Loss
37	Pic X(1)	Sign Field
38-49	Pic X(12)	*Paid Loss
50	Pic X(1)	Sign Field
51-62	Pic X(12)	*Outstanding Loss
63	Pic X(1)	Sign Field
64-75	Pic X(12)	Paid Allocated Loss Expense
76	Pic X(1)	Sign Field
77-88	Pic X(12)	O/S Allocated Loss Expense
89	Pic X(1)	Sign Field
90-97	Pic X(12)	Paid Loss
98	Pic X(1)	Sign Field
99-106	Pic X(12)	O/S Allocated Loss Expense

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107-157 Pic X(51) N/A (Zero-fill)

* Note: Allocated loss adjustment expense may be included in paid and outstanding losses.

Record Format - Loss (Business Owners)

Column #	Picture Clause	Value
1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Type of Form
28-33	Pic X(6)	Class
34-35	Pic X(2)	Statistical Data Year
36	Pic X(1)	N/A (Zero-fill)
37	Pic X(1)	Sign Field
38-49	Pic X(12)	*Paid Loss
50	Pic X(1)	*Outstanding Loss
51-62	Pic X(1)	Sign Field
63	Pic X(3)	NAIC Number
64-75	Pic X(9)	FEIN Number
76	Pic X(1)	Filing Method
77-88	Pic X(1)	Premium/Loss Indicator
89	Pic X(3)	Accounting Date
90-97	Pic X(8)	State Identifier
98	Pic X(1)	Line of Business
99-106	Pic X(8)	Sign Field
107-157	Pic X(51)	N/A (Zero-fill)

Record Format - Loss (Homeowners)

Column #	Picture Clause	Value
1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method

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24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Type of Form
28-33	Pic X(6)	Class
34-35	Pic X(2)	Statistical Data Year
36	Pic X(1)	N/A (Zero-fill)
37	Pic X(1)	Sign Field
38-49	Pic X(12)	*Paid Loss
50	Pic X(1)	*Outstanding Loss
51-62	Pic X(1)	Sign Field
63	Pic X(3)	NAIC Number
64-75	Pic X(9)	FEIN Number
76	Pic X(1)	Filing Method
77-88	Pic X(1)	Premium/Loss Indicator
89	Pic X(3)	Accounting Date
90-97	Pic X(8)	State Identifier
98	Pic X(1)	Line of Business
99-106	Pic X(8)	Sign Field
107-157	Pic X(51)	N/A (Zero-fill)

RECORD FORMAT - Loss (Excess Insurance)

Column #	Picture Clause	Value
1-5	Pic X(5)	NAIC Number
6-8	Pic X(3)	NAIC Group #
9-17	Pic X(9)	FEIN Number
18	Pic X(1)	Filing Method
19	Pic X(1)	Premium/Loss Indicator
20-22	Pic X(3)	Accounting Date
23	Pic X(1)	Experience Method
24-25	Pic X(2)	State Identifier
26	Pic X(1)	Line of Business
27	Pic X(1)	Type of Form
28-33	Pic X(6)	Class
34-35	Pic X(2)	Statistical Data Year
36	Pic X(1)	N/A (Zero-fill)
37	Pic X(1)	Sign Field
38-49	Pic X(12)	*Paid Loss
50	Pic X(1)	*Outstanding Loss
51-62	Pic X(1)	Sign Field
63	Pic X(3)	NAIC Number
64-75	Pic X(9)	FEIN Number
76	Pic X(1)	Filing Method
77-88	Pic X(1)	Premium/Loss Indicator
89	Pic X(3)	Accounting Date
90-97	Pic X(8)	State Identifier

93	Pic X(1)	Sign Field
99-106	Pic 9(8)	O/S #
107-157	Pic X(51)	N/A (Zero-fill)

* Note: Allocated loss adjustment expense may be included in paid and outstanding losses.

6602.APPENDIX C ANNUAL REPORTING

- a) Each report shall include a first report for the latest experience year and where applicable an update for all previous experience years. The latest experience year for each experience method is defined as follows:

Experience Method	Latest Experience Year
1) Policy Year	Current reporting year minus three
2) Accident Year	Current reporting year minus two
3) Calendar Year	Current reporting year minus one

- b) Annual reports shall be due on or before November 1 of each year. These reports shall include:

Experience Method	
Line	Premiums
1) General Liability	Policy Year
2) Excess Insurance	Policy Year
3) Medical Malpractice	Policy Year
4) Commercial Auto Liability	Policy Year
5) Excess Insurance	Accident Year
6) Private Passenger Auto Liability	Accident Year
7) Business Owner Policies	Accident Year
8) Homeowners (Including Residential Fire)	Calendar or Accident Year
9) Private Passenger Auto Physical Damage	Calendar Year
(Voluntary Business Only)	Calendar Year

6602.APPENDIX D SEMI-ANNUAL REPORTING

Semi-annual reports shall be due on or before February 1st and August 1st of each year. These reports shall include:

Experience Method

Line	Premiums Only
1) General Liability	Calendar Year
2) Medical Malpractice	Calendar Year
3) Commercial Auto Liability	Calendar Year
4) Private Passenger Auto Liability and Physical Damage	Calendar Year
5) Homeowners	Calendar Year

- a) The February 1st report shall include the first quarter and second quarter of the latest experience year and shall report each of these quarters separate from the other. The August 1st report shall include the third quarter and fourth quarter of the latest experience year and shall report each of these quarters separate from the other. (For "latest experience year" see Appendix C, subsection a.)

- b) The semi-annual reports shall include data relating only to Illinois businesses and shall include both premium and exposure information.

- c) Occurrence forms and claims-made forms data shall be reported separately.

- d) Data is required on an aggregate classification basis by each individual insurer. For purposes of this Part, each insurer shall maintain supporting statistical data for a minimum of five years from the date the report is filed with the Department in compliance with this Part.

Section 6602.APPENDIX E GENERAL CODING CONVENTIONS - PREMIUMS

Coding Conventions - Field Names and Definitions

Premium - General Provisions

- a) NAIC Number - The NAIC number field is a five character alphanumeric field. It reflects the number assigned the insurer by the National Association of Insurance Commissioners (NAIC) hereafter.
- b) NAIC Group Number - The NAIC group number field is a three character alphanumeric field. It reflects the number assigned the insurers group by the NAIC.
- c) FEIN Number - The FEIN field is a nine character alphanumeric field. It reflects the Federal Employer Identification Number assigned to the insurer (report at users option - this number will be required when adopted by the NAIC).

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d) Filing Method - The filing method field is a one character alphanumeric field. It identifies the source of the data as either an advisory organization or an insurance company.

- 1) "1" = American Association of Insurance Services, hereafter (AAIS)
- 2) "2" = Insurance Services Office, Inc., hereafter (ISO)
- 3) "3" = National Association of Independent Insurers, hereafter (NAII)
- 4) "4" = National Independent Statistical Service, hereafter (NISS)
- 5) "5" = Company Direct

e) Premium/Loss Indicator - This is a one character alphanumeric field. It identifies the record as either a premium record or a loss record.

- 1) "P" = Premium
- 2) "L" = Loss

f) Accounting Date - The Accounting Date is a three character alphanumeric field. The first two digits reflect the last two digits of the reporting year and the last digit reflects the reporting quarter (Format Y Y Q).

- 1) "1" = First Quarter
- 2) "2" = Second Quarter
- 3) "3" = Third Quarter
- 4) "4" = Fourth Quarter
- 5) "5" = Annual

g) Experience Method - This is a one character alphanumeric field. It designates the experience method for the date reported.

- 1) "C" = Calendar Year
- 2) "P" = Policy Year

h) State Identifier - This is a two character alphanumeric field. It distinguishes Illinois-only data from country-wide data (country-wide data includes Illinois data).

- 1) "12" = Illinois
- 2) "99" = Country-Wide (Including Illinois)

i) Line of Business - The Line of Business is a one character alphanumeric field. The code identifies the general business line to which the classification belongs and is used in the transmittal

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letter referenced in subsection 6602.20 (e)(3) of this Part for summary totals.

- 1) "1" = General Liability/Excess Insurance
- 2) "2" = Medical Malpractice
- 3) "3" = Commercial Auto/Excess Insurance
- 4) "4" = Private Passenger Auto - Liability
- 5) "5" = Business Owners Policy (Indivisible Packages Only)
- 6) "6" = Homeowners
- 7) "7" = Private Passenger Auto - Physical Damage

j) Form Type - There are three different record types:

- 1) "C" = Claims-Made
- 2) "X" = Occurrence
- 3) "T" = Claims-Made Tail Coverage

k) Classification Code - The classification code is a six character alphanumeric field. The codes to be used are specified by the classifications provided. (See Appendices G through M for specific class codes.)

l) Zip Code - The Zip Code is a five character numeric field. Zip code filing shall be required for private passenger auto and homeowners (including residential fire) only. Zip Code identification is required only on quarterly premium filing.

m) Statistical Data Year - The statistical data year is a two character alphanumeric field. It reflects the last two digits of the experience year (Format YY).

n) Premium/Exposure Amounts and Signs

1) Sign Field - This sign field shall contain the sign and shall precede the 12 digit amount field. It is represented as positive (+) or negative (-).

2) Premiums and Exposures - The Exposure and Premium field shall contain a twelve (12) character numeric amount and shall be zero-filled, right-justified. The number shall not contain a decimal point or commas.

o) 1) Sign Field - See subsection (n)(1) above.

2) Written Exposure - See 14(b) above. (See Appendices A, B, G, H, I, and K for exposure base class codes.)

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- p) 1) Sign Field - See subsection (n)(1) above.
- 2) Written Premium - See subsection (n)(2) above.
(Breakdown of written premium where needed will be specified in the data formats and will be unique within line of business.)
- q) 1) Sign Field - See subsection (n)(1) above.
- 2) Earned Premium - See subsection (n)(2) above.
(Breakdown of earned premium where needed will be specified in the data formats and will be unique within line of business.)

Section 6602.APPENDIX F GENERAL CODING CONVENTIONS - LOSSES

Coding Conventions - Field Names and DefinitionsLosses - General Provisions

- a) NAIC Number - The NAIC number field is a five character alphanumeric field. It reflects the number assigned the insurer by the National Association of Insurance Commissioners (NAIC) hereafter.
- b) NAIC Group Number - The NAIC group number field is a three character alphanumeric field. It reflects the number assigned to the insurers group by the NAIC.
- c) FEIN Number - The FEIN field is a nine character alphanumeric field. It reflects the Federal Employer Identification Number assigned to the insurer (report at users option - this number will be required when adopted by the NAIC).
- d) Filing Method - The filing method field is a one character alphanumeric field. It identifies the submission source of the data and indicates that source as being either an advisory organization or an insurance company.
- 1) "1" = (AAIS)
 - 2) "2" = (ISO)
 - 3) "3" = (NAII)
 - 4) "4" = (NTSS)
 - 5) "5" = Company Direct
- e) Premium/Loss Indicator - This is a one character alphanumeric field. It identifies the record as either a premium record or a loss record.

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- 1) "p" = Premium
 - 2) "L" = Loss
- f) Accounting Date - The accounting date is a three character alphanumeric field. The first two (2) digits reflect the last two digits of the reporting year and the last digit reflects the reporting quarter (Format YYQ).
- 1) "1" = First Quarter
 - 2) "2" = Second Quarter
 - 3) "3" = Third Quarter
 - 4) "4" = Fourth Quarter
 - 5) "5" = Annual
- g) Experience Method - This is a one character alphanumeric field. It designates the experience method for the data reported.
- 1) "A" = Calendar/Accident Year
 - 2) "C" = Calendar Year
 - 3) "p" = Policy Year
- h) State Identifier - This is a two character alphanumeric field. It distinguishes Illinois-only data from country-wide data (country-wide data includes Illinois data).
- 1) "12" = Illinois
 - 2) "99" = Country-Wide (Including Illinois)
- i) Line of Business - The line of business is a one character alphanumeric field. The code identifies the general business line to which the classification belongs and is used in the transmittal letter required by Section 6602.20 (e)(3) of this Part for summary totals.
- 1) "1" = General Liability/Excess Insurance
 - 2) "2" = Medical Malpractice
 - 3) "3" = Commercial Auto/Excess Insurance
 - 4) "4" = Private Passenger Auto - Liability
 - 5) "5" = Business Owners Policy
 - 6) "6" = Homeowners
 - 7) "7" = Private Passenger Auto - Physical Damage
- j) Form Type - There are three different record types:
- 1) "C" = Claims-Made
 - 2) "X" = Occurrence
 - 3) "T" = Claims-Made Tail Coverage

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- k) Classification Code - The classification code is a six character alphanumeric field. The codes to be used are specified by the classifications provided. (See Appendices G through M for specific class codes.)
- l) Statistical Data Year - The statistical data year is a two character alphanumeric field. It reflects the last two digits of the experience year (Format YY).
- m) Type of Loss - The type of loss is a one character alphanumeric field. (This field is used for private passenger auto and commercial auto lines only.)

- 1) "1" = Bodily Injury
- 2) "2" = Property Damage
- 3) "3" = Medical Payments
- 4) "4" = Uninsured/Underinsured Motorist (UM/UIM)
- 5) "5" = Comprehensive
- 6) "6" = Collision
- 7) "9" = All Others

n) Loss Amounts and Signs

- 1) Each amount field shall be preceded by a one (1) character sign field. It is represented as positive (+) or negative (-).
- 2) Each amount field shall contain a numeric entry of 12 characters which shall be right-justified and zero-filled. The number shall not contain a decimal point or commas. Please refer to the following example: (\$82,539) is equal to -000000082539 and \$82,539 is equal to +000000082539. Report the amount of loss rounded to the nearest whole dollar.

o) Paid Losses

- 1) Sign Field - See subsection (n)(1) above.

- 2) Paid loss amount - Report this amount rounded to the nearest whole dollar amount.

p) Outstanding Losses

- 1) Sign Field - See subsection (n)(1) above.
- 2) Outstanding loss amount - Report this amount rounded to the nearest whole dollar.

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q) Allocated Loss Adjustment Expense

- 1) Sign Field - See subsection (n)(1) above.
- 2) Paid - Paid allocated loss adjustment expenses.
- 3) Sign Field - See subsection (n)(1) above.
- 4) Outstanding - Outstanding allocated loss adjustment expenses.

r) Claim Counts

- 1) Each claim count field shall be preceded by a one character sign field. It is represented as positive (+) or negative (-).
- 2) Paid Claims - The paid claim count field is an eight character alphanumeric field. Paid claims are defined as only those claims which have had a loss payment made or have a loss reserve established.
 - i) A claim partly paid and partly outstanding shall be carried in either the paid claim or outstanding claim count but, shall be counted only once.
 - ii) A case involving loss payments or loss reserves under more than one differently coded classification shall have a claim count for each such classification.
 - iii) A claim in which more than one payment is made shall be counted only once.
- 3) Outstanding Claims - The outstanding claim count field is an eight character alphanumeric field. Outstanding claims are defined as only those claims which have had a loss payment made or have a loss reserve established. A claim partly paid and partly outstanding shall be carried in either the outstanding claim or paid claim count but, must be counted only once.

Section 6602.APPENDIX G GENERAL LIABILITY CLASS CODES

GOVERNMENTAL SUBDIVISIONS - NOT STATE OR FEDERAL
Municipalities (including boroughs, cities, towns, townships, etc.)

Class Code	Population	Exposure Base	
		Old	New
91250	Under 2,500		Total Operating Expenditures
91251	2,501 - 10,000		Total Operating Expenditures
91252	10,001 - 25,000		Total Operating Expenditures
91253	25,001 - 50,000		Total Operating Expenditures

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91254 44104 50,001 - 100,000 Total Operating Expenditures
91255 44105 100,001 - 250,000 Total Operating Expenditures
91256 44106 Over 250,000 Total Operating Expenditures
91263 Included Personal Injury Coverage No Exposure

Counties or Parishes

91257 44108 Under 10,000 Total Operating Expenditures
91258 44109 10,001 - 25,000 Total Operating Expenditures
91259 44110 25,001 - 50,000 Total Operating Expenditures
91260 44111 50,001 - 100,000 Total Operating Expenditures
91261 44112 100,001 - 250,000 Total Operating Expenditures
91262 44113 Over 250,000 Total Operating Expenditures
91263 Included Personal Injury Coverage No Exposure

"Total Operating Expenditures" are defined as total expenditures including grants, entitlements and shared revenue without regard to source of revenue during the policy period, including accounts payable and excluding:

- a) Capital improvements
- b) Expenditures for independent contractors operations
- c) Welfare benefits (not administrative costs)
- d) Expenditures on the following which are separately classified and rated:
 - 1) Amusement parks
 - 2) Exhibition or convention buildings (including arenas and auditoriums)
 - 3) Dams, levees or dikes - existence hazard
 - 4) Golf courses
 - 5) Housing projects - for example, urban development and public housing
 - 6) Lakes or reservoirs - existence hazard
 - 7) Medical care facilities - for example, hospitals, clinics and sanitariums
 - 8) Penal institutions, jails - for example, correctional institutions
 - 9) Schools or colleges
 - 10) Ski facilities
 - 11) Stadiums, bleachers or grandstands with total seating capacity in excess of 5,000
 - 12) Streets, roads, highways or bridges - existence hazard only for "old" and existence and maintenance hazard for "new"
 - 13) Street, road, highway or bridge construction

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- 14) Transportation systems, facilities and services including airports, bus systems or other transit facilities such as subways and aircraft
- 15) Utilities - electric, gas, water, steam
- 16) Wharves, piers, docks, marinas and watercraft
- 17) Zoos

OTHER GOVERNMENTAL SUBDIVISION CLASSES (a)

- a) The data reported for these classes reflect primarily governmental exposure.
- b) Separately rated classes for Governmental Subdivisions.

Class Code	Description	Exposure Base
93050	Governmental Composite Rated Risks	No Exposure
93151 (b)	Streets, Roads or Highways - with or without sidewalks - including bridges and culverts but excluding toll bridges and drawbridges - existence hazard only	Number of Miles
48727 (b)	Streets, Roads, Highways or Bridges - existence and maintenance hazard only	Number of Miles

SEPARATELY RATED CLASSES FOR GOVERNMENTAL SUBDIVISIONS

Governmental or Private (*)

*Note: To varying degrees, the data reported for these classes reflect both governmental and private exposures.

Class Code	Description	Exposure Base
45836	Airports - commercial	Number of Airports
40010	Airports - commercial	Number of Airports

EXHIBITS OR CONVENTION BUILDINGS

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79435

Exhibition or convention buildings or armories - area.

Square Feet

79436

Exhibition or convention buildings or armories - receipts

Receipts

(Code 79436 also includes "Schools-stadiums or outdoor grandstands or bleachers")

Receipts

63212

Exhibition or convention buildings (includes arenas and auditoriums)

Square Feet

GOLF COURSES

79420

Golf courses - municipal or public

Receipts

44070

Golf courses - municipal or public

Gross Sales

Class Code

Old

New

Description

Exposure Base

HOUSING PROJECTS

93181

Housing projects owned and constructed for the Public Housing Administration (P.H.A.) or similar federal authority (Apartment Houses - not 3 or 4 family dwellings)

Square Feet

93182

Housing projects owned by and constructed for the P.H.A. (4 family dwellings)

Number of Dwellings

93183

Housing projects owned by and constructed for the P.H.A. (3 family dwellings)

Number of Dwellings

93184

Housing projects owned by and constructed for the P.H.A. (2 family dwellings)

Number of Dwellings

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93185

Housing projects owned by and constructed for the P.H.A. (private residences)

Number of Residences

64500

Housing projects - federal, state, local

Number of Units

Class Code

Old

New

Description

Exposure Base

PENAL INSTITUTIONS, JAILS

93190

Penal Institutions - including completed operation

Square Feet

46700

Penal Institutions

Square Feet

Class Code

Old

New

Description

Exposure Base

WATERWORKS

49411

Waterworks - including outside salesmen, collectors and meter readers - including completed operations

Payroll

99943

Water companies including products and/or completed operations

Payroll

Class Code

Old

New

Description

Exposure Base

PARKS AND PLAYGROUNDS (*)

86414

Parks or Playgrounds - not otherwise classified

No Exposure

(Code 86414 also includes: "Day Camps and Youth Recreation Programs")

No Exposure

46671

Parks and Playgrounds

Number of Parks or Playgrounds

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Class Code		Description	Exposure Base
Old	New		
<u>SCHOOLS</u>			
82113		Schools - high or junior colleges - public - not otherwise classified	Number of Pupils
	47473	Schools - public - high	Number of Pupils
93221		Schools - elementary, kindergarten, junior high - public	Number of Pupils
	47471	Schools - public - elementary, kindergarten, junior high	Number of Pupils
82111		Schools - parochial or private	Number of Pupils
	47470	Schools - private - elementary, kindergarten, or junior high	Number of Pupils
	47472	Schools - private - high	Number of Pupils
82420(*)		Schools - manual training, trade, vocational - public or private	Number of Pupils
	47474(*)	Schools - trade or vocational	Number of Pupils
82216(*)		Schools - not otherwise classified	Square Feet
	67507(*)	Schools - not otherwise classified	Square Feet
Class Code		Description	Exposure Base
Old	New		

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41714	Day Care Centers		Number of Persons	
	Class Code	Description	Old	New
			Exposure Base	
	</			

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86311 Labor Union Offices Square Feet

65007 Labor Union Offices Square Feet

86415 Clubs - civic, fraternal, luncheon, service or social - no building or premises owned or leased except for office purposes Number of Members

(Code 86415 also includes "Insurance Agents Associations" which under "new" would be classified under 46880 - "Professional Trade Associations")

70411 Clubs - not otherwise classified (including lodges, paternal orders and sororities) Square Feet

41663 Clubs - civic, service or social - no building or premises owned or leased except for office purposes Number of Members

41662 Clubs - civic, service or social - have buildings or premises owned or leased Square Feet

86612 Churches Square Feet

41650 Churches or other houses of worship Square Feet

86611 Convents or Monasteries Square Feet

41680 Convents or Monasteries Square Feet

86711 Mission or Settlement Houses - not church or office building Square Feet

67017 Mission, Settlement or Halfway Houses - not church or office building Square Feet

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86412 Eliminated United Service Square Feet

Organization (USO) (classify under "clubs")

86411 YMCA and YMCA Institutions Square Feet

(Code 86411 also includes "Recreation Centers")

49870 YMCA, YMCA or similar institutions Square Feet

PROFESSIONAL LIABILITY

Miscellaneous Classes Not Involving Personal Injury Hazard Classification

CLASSIFICATION CODE CODE EXPOSURE BASE

Accountants	73101	N/R
Certified	73102	N/R
Public	73110	N/R
Advertisers	73909	N/R
Architects	73111	N/R
Auditors	73112	N/R
Broadcasters - Program Form	73113	N/R
Broadcasters - Station Form	73908	N/R
Engineers	73114	N/R
Abstractors	73115	N/R
Appraisers	73143	N/R
Associations	73116	N/R
Book Publishers	73117	N/R
Brokers		
Business or Economic Consultants	73118	N/R
or Analysts	73119	N/R
Chemical Engineers	73120	N/R
Commercial Photographers	73121	N/R
Consulting Chemists	73122	N/R
Consulting Management Engineers	73140	N/R
Directors and Officers	73123	N/R
Ins. Agents and Brokers	73124	N/R
Ins. Counselors or Analysts	73125	N/R
Investment Counselors	73126	N/R
Newspaper Publishers	73142	N/R
Police Liability	73131	N/R
Public Officials	73127	N/R
Real Estate Agents	73128	N/R
Residential Appraisers		

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Surveyors N/R
Trustees N/R
All Others N/R

N/R = Not Required

GENERAL LIABILITY

Individual insurer programs that are not rated and coded in accordance with the attached class definitions shall be reported using the following codes:

<u>Code</u>	<u>Descriptions</u>	<u>Exposure Base</u>
44120	Governmental Subdivisions	No Exposure
87471	Public Schools	No Exposure
87470	Private Schools	No Exposure
81714	Day Care Centers	No Exposure
81111	Liquor Liability	No Exposure
81401	Lawyers Professional Liability	No Exposure
65005	Labor, Fraternal or Religious Organizations	No Exposure

Section 6602.APPENDIX H MEDICAL MALPRACTICE CLASS/CLASS GROUPS

MEDICAL MALPRACTICE

Not in active United States military service and not otherwise employed full time by the Federal Government. The exposure base for all classes is number of person months.

<u>Category</u>	<u>Class Code</u>	<u>Description</u>
a) <u>Dentists</u>		
Oral Surgery Using Anesthesia	80210	Dentists This class applies to any dentist engaged in oral surgery or operative dentistry on patients rendered unconscious through the administering of any anesthesia or analgesia.
Oral Surgery Not Using Anesthesia All Other	80211	Dentists - Not Otherwise Classified

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<u>Category</u>	<u>Class Code</u>	<u>Description</u>
b) <u>Physicians and Surgeons</u>	MD = DO =	Medical Doctor Doctor of Osteopaths
General Practitioner (Family Practice)	MD 80420 DO 84420	Family Physicians or General Practitioners - no surgery
	MD 80421 DO 84421	Family Physicians or General Practitioners - minor surgery
	MD 80117	Surgery - general practice or family practice
Obstetrics/Gynecology - Surgery	MD 80167 DO 84167	Surgery - gynecology
No Exposure	MD 80168	Surgery - obstetrics
	MD 80153 DO 84153	Surgery - obstetrics - gynecology
Obstetrics/Gynecology - Other	MD 80277 DO 84277	Gynecology - minor surgery
	MD 80244 DO 84244	Gynecology - no surgery
Orthopedic - Surgery	MD 80154 DO 84154	Surgery - orthopedic

<u>Category</u>	<u>Class Code</u>	<u>Description</u>
Emergency Room - Surgery	MD 80157 DO 84157	Emergency medicine - including major surgery
Emergency Room - Other	MD 80102 DO 84102	Emergency medicine - no major surgery
Cardiac - Surgery	MD 80141	Surgery - cardiac
	MD 80150 DO 84150	Surgery - cardiovascular disease
Cardiac - Other	MD 80281	Cardiovascular disease -

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Critical Care Medicine	DO 84281	minor surgery
	MD 80255 DO 84255	Cardiovascular disease - no surgery
General Surgery	MD 80283 DO 84283	Intensive Care Medicine - These classes apply to any general practitioner or specialist employed in an intensive care hospital unit.
	MD 80143 DO 84143	Surgery - general - not otherwise classified. These classes do not apply to any family or general practitioner or to any specialist who occasionally performs major surgery.
Neuro Surgery	MD 80152 DO 84152	Surgery - neurology - including child
	MD 80288 DO 84288	Neurology - including child - minor surgery
Plastic Surgery	MD 80156 DO 84156	Surgery - plastic - Not Otherwise Classified
	MD 80155 DO 84155	Surgery - plastic - otorhinolaryngology
Vascular Surgery	MD 80146	Surgery - vascular
	MD 80144 DO 84144	Surgery - thoracic
c) Hospitals	Class Code	Description & Exposure Base
	80611 80610	Hospitals - not otherwise classified For-Profit Per bed exposure base Per 100 outpatient visits exposure base

Not-For-Profit

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80612	Per bed exposure base
80617	Per 100 outpatient visits exposure base
	Governmental
93215	Per bed exposure base
93216	Per 100 outpatient visits exposure base
	Osteopathic
84965	Per bed exposure base
84966	Per 100 outpatient visits exposure base
	Class
	<u>Code</u>
	<u>Exposure Base</u>
d) Other Health Care Providers	80999 n/r
An aggregate total of all health care provider classes (other than physicians, surgeons and dentists) not included in categories a and b.	
e) Other Health Care Facilities	80998 n/r
An aggregate total of all health care facility classes (other than hospitals) not included in category c.	

MEDICAL MALPRACTICE

Individual insurer programs that are not rated and coded in accordance with
the attached class definitions shall be reported using the following codes:

Code	Descriptions	Exposure Base
90410	Hospitals	No Exposure
90430	Physicians, Surgeons and Dentists	No Exposure

Section 6602.APPENDIX I COMMERCIAL AUTOMOBILE LIABILITY CLASS GROUPS -
EXCLUDING PERSONAL INJURY PROTECTION (PIPS)

COMMERCIAL AUTOMOBILE LIABILITY

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NOTICE OF PROPOSED RULES

Voluntary Business Only

- a) Fleet and non-fleet combined trucks, tractors and trailers - Zone rated

<u>Classification Code</u>	<u>Exposure Base</u>
1a	Car Years
1b	Receipts
1c	# of miles

- b) Fleet and non-fleet combined trucks, tractors and trailers - All other - regardless of mileage

<u>Classification Code</u>	<u>Exposure Base</u>
2a	Car Years

- c) Fleet and non-fleet combined taxicabs and public livery - regardless of mileage, including limousines.

<u>Classification Code</u>	<u>Exposure Base</u>
3a	Car Years
3b	Receipts
3c	# of miles

- d) Fleet and non-fleet combined school buses - regardless of mileage

<u>Classification Code</u>	<u>Exposure Base</u>
4a	Car Years

- e) Fleet and non-fleet combined other public buses - regardless of mileage and zone rated (includes transportation of athletes and entertainers, social service automobiles and van pools

<u>Classification Code</u>	<u>Exposure Base</u>
5a	Car Years
5b	Receipts
5c	# of miles

COMMERCIAL AUTOMOBILE LIABILITY

Voluntary Business Only

DEPARTMENT OF INSURANCE

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- f) Automobile Dealers

<u>Classification Code</u>	<u>Exposure Base</u>
6a	Rating Unit Years

- g) Service Operations or Trailer Sales

<u>Classification Code</u>	<u>Exposure Base</u>
7a	Payroll

- h) All Other Commercial Auto Classes

<u>Classification Code</u>	<u>Exposure Base</u>
8a	n/r

Section 6602.APPENDIX J PRIVATE PASSENGER AUTO CLASSIFICATIONS

Private Passenger Auto	
Voluntary Business Only	

<u>Classification Code</u>	<u>Exposure Base</u>
191	Car Years (Bodily Injury)

Private Passenger Auto Physical Damage	211	Car Years (Comprehensive)
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Section 6602.APPENDIX K BUSINESS OWNERS CLASSIFICATIONS

BUSINESS OWNERS PACKAGES

Business owners coverage shall be classed and reported as follows Code 7777.

Section 6602.APPENDIX L HOMEOWNER CLASSIFICATIONS

Homeowners

Voluntary Business Only

Homeowner coverages shall be classed and reported as follows:

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NOTICE OF PROPOSED RULES

Homeowner Package	Code	Exposure Base
HO-1	1	House Years
HO-2	2	House Years
HO-3	3	House Years
HO-4	4	House Years
HO-5	5	House Years
HO-6	6	House Years
HO-8	8	House Years

Residential Fire	9	House Years
Endorsement	Code	Exposure Base

Home Day Care (HO-323) 323 None
(Liability Only)

Business Pursuits 71 None
(HO-71) (Liability Only)

Section 6602.APPENDIX M SPECIAL CLASSIFICATIONS APPLICABLE TO EXCESS INSURANCE

Special Classifications Applicable to
Excess Insurance

Classification	Code	Exposure Base
Excess Insurance	8888	N/R
Rule for (a) Rating Excess Insurance (Umbrella and Personal Catastrophe Liability)		
Personal Umbrella	9930	N/R
Commercial Umbrella	9935	N/R
Commercial Auto		
Excess Insurance	9772	N/R

ILLINOIS REGISTER
DEPARTMENT OF PUBLIC AID
NOTICE OF PROPOSED AMENDMENT

- 1) The Heading of the Part: AID TO THE AGED, BLIND OR DISABLED
- 2) Code Citation: 89 Ill. Adm. Code 113
- 3) Section Number: 113.155
Proposed Action: Amendment
- 4) Statutory Authority: Sections 5-1.1, 5-2.1 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-1.1, 5-2.1 and 12-13)
- 5) A Complete Description of the Subjects and Issues Involved: This amendment is the result of Section 6411(e) of the Omnibus Budget Reconciliation Act of 1989 which requires that transfers of assets by a spouse of a resident of a long term care facility be subject to the same treatment as transfers by the resident.

Language is also added to indicate that a transfer of assets is allowable if the individual did not consent to or assist in the transfer and examples of undue hardship are provided. These provisions are the result of a state administrative decision and requirements under the Medicare Catastrophic Coverage Act of 1988.

Interested persons should also see the amendment to 89 Ill. Adm. Code 120.386 which appears in this issue of the Illinois Register.

- 6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date?
Yes ☐ No ☒
- 8) Does this Proposed Amendment contain incorporations by reference? No
- 9) Are there any other Proposed Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
113.261	Amendment	April 19, 1991 (15 Ill. Reg. 5517)

- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Bldg. II, 3rd Flr., 100 South Grand Avenue East, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis:

- A) Date Proposed Amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: May 7, 1991
- B) Types of small businesses affected: Long Term Care Facilities
- C) Reporting, bookkeeping or other procedures required for compliance: No new or additional reporting, bookkeeping or other procedures required.
- D) Types of professional skills necessary for compliance: No additional professional skills required.

The full text of the Proposed Amendment begins on the next page:

Section
113.1
113.5

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section
113.9
113.10
113.20
113.30
113.40
113.50
113.60
113.70
113.80

Client Cooperation
Citizenship
Residence
Age
Blind
Disabled
Living Arrangement
Institutional Status
Social Security Number

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section
113.100
113.101
113.102

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113.111
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113.116

Unearned Income
Budgeting Unearned Income
Budgeting Unearned Income of Applicants Receiving Income On Date of Application And/Or Date of Decision
Initial Receipt of Unearned Income
Termination of Unearned Income
Unearned Income In-Kind
Earmarked Income
Lump Sum Payments and Income Tax Refunds
Protected Income
Earned Income
Budgeting Earned Income
Protected Income
Earned Income
Budgeting Earned Income
Budgeting Earned Income of Applicants Receiving Income On Date of Application And/Or Date of Decision
Initial Employment
Budgeting Earned Income For Contractual Employees

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Section 113.117	Budgeting Earned Income For Non-contractual School Employees
113.118	Termination of Employment
113.120	Exempt Earned Income
113.125	Recognized Employment Expenses
113.130	Income From Work/Study/Training Programs
113.131	Earned Income From Self-Employment
113.132	Earned Income From Roomer and Boarder
113.133	Earned Income From Rental Property
113.134	Earned Income In-Kind
113.139	Payments from the Illinois Department of Children and Family Services
113.140	Assets
113.141	Exempt Assets
113.142	Asset Disregard
113.143	Deferral of Consideration of Assets
113.154	Property Transfers For Applications Filed Prior To October 1, 1989
113.155	Property Transfers For Applications Filed On Or After October 1, 1989
113.156	Court Ordered Child Support Payments of Parent/Step-Parent
113.157	Sponsors of Aliens
113.160	Assignment of Medical Support Rights

SUBPART D: PAYMENT AMOUNTS

Section 113.245	Payment Levels for AABD
113.246	Personal Allowance
113.247	Personal Allowance Amounts
113.248	Shelter
113.249	Utilities and Heating Fuel
113.250	Laundry
113.251	Telephone
113.252	Transportation, Lunches, Special Fees
113.253	Allowances for Increase in SSI Benefits
113.254	Nursing Care or Personal Care in Home Not Subject to Licensing
113.255	Sheltered Care in a Licensed Group Care Facility
113.256	Shopping Allowance
113.257	Special Allowances for Blind and Partially Sighted (Blind Only)
113.258	Home Delivered Meals
113.259	AABD Fuel and Utility Allowances By Area
113.260	Sheltered Care Rates

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Section 113.261	Cases in Licensed Intermediate Care Facilities, Licensed Skilled Nursing Facilities, DMHDD Facilities and All Other Licensed Medical Facilities
Section 113.300	Persons Who May Be Included In the Assistance Unit
113.301	Grandfathered Cases
113.302	Interim Assistance
113.303	Special Needs Authorizations
113.304	Retrospective Budgeting
113.305	Budgeting Schedule
113.306	Purchase and Repair of Household Furniture
113.307	Property Repairs and Maintenance
113.308	Excess Shelter Allowance
113.320	Redetermination of Eligibility
113.500	Attorney's Fees for SSI Appellants

AUTHORITY: Implementing Article III and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq. and 12-13)

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective

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September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 10, 1983; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 9367, effective August 1, 1983; amended at 7 Ill. Reg. 17351, effective December 21, 1983; amended at 8 Ill. Reg. 537, effective December 30, 1983; amended at 8 Ill. Reg. 5225, effective April 9, 1984; amended at 8 Ill. Reg. 6746, effective June April 27, 1984; amended at 8 Ill. Reg. 11414, effective June 27, 1984; amended at 8 Ill. Reg. 13273, effective July 16, 1984; amended (by sections being codified with no substantive change) at 8 Ill. Reg. 17895; amended at 8 Ill. Reg. 18896,

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effective September 26, 1984; amended at 9 Ill. Reg. 5335, effective April 5, 1985; amended at 9 Ill. Reg. 8166, effective May 17, 1985; amended at 9 Ill. Reg. 8657, effective May 25, 1985; amended at 9 Ill. Reg. 11302, effective July 5, 1985; amended at 9 Ill. Reg. 11636, effective July 8, 1985; amended at 9 Ill. Reg. 11991, effective July 12, 1985; amended at 9 Ill. Reg. 12806, effective August 9, 1985; amended at 9 Ill. Reg. 15896, effective October 4, 1985; amended at 9 Ill. Reg. 16291, effective October 10, 1985; emergency amendment at 10 Ill. Reg. 364, effective January 1, 1986; amended at 10 Ill. Reg. 1183, effective January 10, 1986; amended at 10 Ill. Reg. 6956, effective April 16, 1986; amended at 10 Ill. Reg. 8794, effective May 12, 1986; amended at 10 Ill. Reg. 10628, effective June 3, 1986; amended at 10 Ill. Reg. 11920, effective July 3, 1986; amended at 10 Ill. Reg. 15110, effective September 5, 1986; amended at 10 Ill. Reg. 15631, effective September 19, 1986; amended at 11 Ill. Reg. 3150, effective February 6, 1987; amended at 11 Ill. Reg. 8712, effective April 20, 1987; amended at 11 Ill. Reg. 9919, effective May 15, 1987; emergency amendment at 11 Ill. Reg. 12441, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20880, effective December 14, 1987; amended at 12 Ill. Reg. 2137, effective January 1, 1988; amended at 12 Ill. Reg. 3497, effective January 22, 1988; amended at 12 Ill. Reg. 5642, effective March 15, 1988; amended at 12 Ill. Reg. 6151, effective March 22, 1988; amended at 12 Ill. Reg. 7687, effective April 22, 1988; amended at 12 Ill. Reg. 8662, effective May 13, 1988; amended at 12 Ill. Reg. 9023, effective May 20, 1988; amended at 12 Ill. Reg. 6996, effective May 24, 1988; emergency amendment at 12 Ill. Reg. 11828, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 14162, effective August 30, 1988; amended at 12 Ill. Reg. 17849, effective October 25, 1988; amended at 13 Ill. Reg. 63, effective January 1, 1989; emergency amendment at 13 Ill. Reg. 3402, effective March 3, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 6007, effective April 14, 1989; amended at 13 Ill. Reg. 12553, effective July 12, 1989; amended at 13 Ill. Reg. 13609, effective August 11, 1989; emergency amendment at 13 Ill. Reg. 14467, effective September 1, 1989, for a maximum of 150 days; emergency amendment at 13 Ill. Reg. 16154, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 14 Ill. Reg. 720, effective January 1, 1990; amended at 14 Ill. Reg. 6321, effective April 16, 1990; amended at 14 Ill. Reg. 13187, effective August 6, 1990; amended at 14 Ill. Reg. 14806, effective September 3, 1990; amended at 14 Ill. Reg. 16957, effective September 30, 1990; amended at 15 Ill. Reg. 277, effective January 1, 1991; emergency amendment at 15 Ill. Reg. 1111, effective January 10,

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

1991, for a maximum of 150 days; amended at 15 Ill. Reg. 5291, effective April 1, 1991; amended at 15 Ill. Reg. 5698, effective April 10, 1991; amended at 15 Ill. Reg. 7104, effective April 30, 1991; amended at 15 Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section 113.155 Property Transfers For Applications Filed On
Or After October 1, 1989

a) The provisions for the transfer of property (i.e., assets) listed in subsections (d), (e) and (f) below apply to residents of long term care facilities who apply for assistance on or after October 1, 1989, regardless of the date of the transfer and to residents whose application is filed prior to October 1, 1989, if the transfer occurs on or after October 1, 1989. ~~These provisions do not apply to individuals who reside in the community.~~

b) In addition, the provisions for the transfer of property (i.e., assets) listed in subsections (d), (e) and (f) below apply to a resident's spouse when the resident applies for assistance on or after June 1, 1991, if the transfer occurs on or after December 20, 1989, and to a resident's spouse when the resident's application is filed prior to June 1, 1991, if the transfer occurs on or after June 1, 1991.

c) The provisions listed in subsections (d), (e) and (f) below do not apply to eligibility determinations for individuals who reside in the community.

a)d) A transfer of assets occurs when a resident of a long term care facility or the resident's spouse buys, sells or gives away real or personal property or changes (e.g., change from joint tenancy to tenancy in common) the way property is held.

b)e) A transfer is allowable if:

- 1) the transfer occurred more than thirty (30) months from the date of application;

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

Section 113.155 Property Transfers For Applications Filed On
Or After October 1, 1989 (Cond't)

2) the transfer, by the resident's spouse, occurred prior to December 20, 1989.

a)3) a fair market value was received. Fair market value is the price that an article or piece of property might be expected to bring if offered for sale in a fair market. Fair market value is determined by statements obtained from institutions, community members, etc. (e.g., bankers, jewelers, reputable realtors, etc.) recognized as having knowledge of property values.

a)4) homestead property was transferred to:

- A) a spouse;
- B) the individual's child who is under age 21;
- C) the individual's child who is blind or permanently and totally disabled;

D) the individual's brother or sister who has an equity interest in the homestead property and who was residing in the home for at least one (1) year immediately prior to the date the individual entered the facility; or

E) the individual's child who provided care for the individual and who was residing in the homestead property for two (2) years immediately prior to the date the individual entered the facility.

4)5) The transfer by the resident was to the community spouse or to another individual for the sole benefit of the community spouse and the amount transferred does not exceed the Community Spouse Asset Allowance. The Community Spouse Asset Allowance, as of October 1, 1989, is an amount up to but not greater than \$60,000 that the resident may transfer, without affecting eligibility, to the community spouse or to another individual for the sole benefit of the community spouse. As of October 1, 1989, the amount of assets a resident may transfer to his or her community spouse is \$60,000 minus any non-exempt assets of the

NOTICE OF PROPOSED AMENDMENT

Section 113.155 Property Transfers For Applications Filed On
Or After October 1, 1989 (Cond't)

community spouse. The amount established as the Community Spouse Asset Allowance shall be increased for calendar years after 1989 by the same percentage as the percentage increase in the consumer price index for all urban consumers. The Community Spouse Asset Allowance is subject to the following qualifiers:

A) The amount of assets sufficient to provide (the amount of income generated) the Community Spouse Maintenance Needs Allowance (as described at 89 Ill. Adm. 120.61) as determined by a fair hearing; or

B) The amount transferred under a court order to the community spouse.

5)6) the transfer was to the individual's child who is blind or permanently and totally disabled or to another person for the sole benefit of the individual's child;

6)7) the individual intended to transfer the assets for fair market value;

7)8) It is determined that denial of assistance would create an undue hardship. Examples of undue hardship include, but are not limited to, situations in which:

A) the resident is mentally unable to explain how the assets were transferred;

B) the denial of assistance would force the resident to move from the long term care facility; or

C) would prohibit the individual from joining a spouse in a facility or would prohibit the individual from entering a facility that is within close proximity to his/her family;

8)9) it is determined that the transfer was made for a reason other than to qualify for assistance; or

NOTICE OF PROPOSED AMENDMENT

Section 113.155 Property Transfers For Applications Filed On
Or After October 1, 1989 (Cond't)

9)10) the transfer by the resident was to the community spouse and was the result of a court order.

11) the individual did not consent to or assist in the transfer (for example a joint bank account in which monies are withdrawn without the permission of the individual).

e)f) If the transfer does not fall within the listing of subsection (b)(e) above, the client-resident is ineligible beginning with the month in which such assets were transferred and until whichever occurs first:

1) the period of time the uncompensated amount of the asset would meet the monthly cost of long term care (private rate) at the facility; or

2) thirty (30) months from the month of the transfer.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

1) The Heading of the Part: DEVELOPMENTAL DISABILITIES SERVICE

2) Code Citation: 89 Ill. Adm. Code 144

3) Section Numbers: Proposed Action:

144.300 New Section
 144.325 New Section

4) Statutory Authority: Sections 5-5.1 et seq. and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-5.1 et seq. and 12-13)

5) A Complete Description of the Subjects and Issues

Involved: This rulemaking provides for reimbursement to small scale ICF/MR facilities with four or six beds for active treatment and capital costs.

6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date?
 Yes ☐ No ☒

8) Does this Proposed Amendment contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? Yes

Section Numbers Proposed Action Illinois Register Citation

144.275 Amendment January 25, 1991
 (15 Ill. Reg. 816)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Daniel Leikvold, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

12) Initial Regulatory Flexibility Analysis:

- A) Date Proposed Amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: May 7, 1991
- B) Types of small businesses affected: Medical providers.
- C) Reporting, bookkeeping or other procedures required for compliance: No new procedures required.
- D) Types of professional skills necessary for compliance: No new skills required.

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER d: MEDICAL PROGRAMS

PART 144

DEVELOPMENTAL DISABILITIES SERVICE

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144.5	Determination of Program (Active Treatment) Costs
144.25	Active Treatment Service Requirements in Residential Facilities for Individuals with Developmental Disabilities
144.50	Inspection of Care (IOC) Review Criteria for the Evaluation of Active Treatment Services in Residential Facilities for Individuals with Developmental Disabilities
144.75	Comprehensive Functional Assessments and Reassessments
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144. TABLE A	Overview of Staff Intensity Scale of Maladaptive Behaviors
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144. TABLE E	Standardized Adaptive Functional Assessment

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

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SOURCE: Adopted at 14 Ill. Reg. 4166, effective March 9, 1990; Section 144.275 recodified from 89 Ill. Adm. Code 146.225 at 14 Ill. Reg. 7651; amended at 14 Ill. Reg. 17988, effective October 29, 1990; amended at 15 Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

Section 144.300 Reimbursement for Program (Active Treatment) Costs in Small Scale Residential Facilities

Small scale residential facilities (ICF/MR) with four (4) or six (6) beds for clients with developmental disabilities will be reimbursed for an active treatment program for each client. Facility program reimbursement levels will be derived from the following three determinants which in combination will result in a total facility program per diem amount. These three determinants will be determined according to information provided in the most recent Inspection of Care (IOC) conducted by Department survey staff. This IOC information must be validated by the survey staff prior to utilization for payment purposes. The new reimbursement level will be effective on the first day of the quarter following a facility's IOC. Where dollar, wage, or salary amounts are used, these shall be inflated to the fiscal year for which reimbursement will be made.

a) Minimum Staffing

1) Direct Services

A) Reimbursement for direct services is based on a direct service staffing pattern which is specific to small scale ICF/MR facilities. Facilities must be in compliance with minimum average daily staffing standards relative to client population according to each individual's overall level of functioning. The overall level of functioning for each client is determined according to the method described in Section 144.275 (a)(1)(A)(i) and (ii), and Sections 144. Tables D and E. The direct service staffing patterns based on the size of the residential setting and the overall level of functioning of the client population, are:

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Overall Level of Client Functioning FTE* Staff

4-Person ICF/MR

Moderate	3.4
Severe or Profound	5.2

6-Person ICF/MR

Moderate	4.4
Severe or Profound	6.0

*FTE = Full Time Equivalent

B) Reimbursement will be calculated according to the total direct service FTE staff derived from the weighted average of the FTE staff for levels of functioning in the moderate and severe/profound range within the small scale facility. After the total FTE staff are determined, the per diem amount is obtained according to the method in Section 144.275(a)(1)(C)(i).

C) The reimbursement for a client residing in a small scale ICF/MR whose level of functioning is in the mild range, or who has been found to be ineligible for ICF/MR services, will be made at the Department's sheltered care rate. The sheltered care rate will represent the total reimbursement (program, capital, support) for such clients. The facility rate paid will be the weighted average of the total per diem (including capital and support) calculated for clients with moderate and severe/profound levels of overall functioning and the Department's sheltered care rate for clients with a mild level of functioning, or who are ineligible for ICF/MR services. Payment for services for each client who is ineligible for the ICF/MR program upon admission, will terminate 30

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days following the date of admission. Reimbursement for residential services for such a client which is paid to the facility beyond the 30 day period following admission, will be recouped by the Department from the next facility payment or other contractual time period.

2) Licensed Nurses

A) If a client requires nursing services due to a physician's plan of care, reimbursement is calculated according to Section 144.275(a)(2). The FTE nurse to client ratio of 1:18.75 which is utilized for ICF/MR facilities with 15 or fewer beds, is also used for a set of small scale ICF/MR facilities as identified by the provider agreements (see 89 Ill. Adm. Code 140.561(a)).

B) The licensed nurse component is computed according to the method in Section 144.275(a)(2)(C).

3) The total reimbursement amount for Minimum Staffing is the sum of the amount for Direct Services staff plus the amount for Licensed Nurses.

b) Active Treatment

1) Qualified Mental Retardation Professional (QMRP) (Section 144.275(b)(1)(A)(B) and (C)).

A) The reimbursement amount paid is based on sixteen clients in an identified set of 4-person and 6-person ICFs/MR.

B) The amount for QMRPs is based on a required full-time QMRP for every fifteen (15) clients. The number of QMRPs shall be obtained by dividing the number of clients in the facility by fifteen (15). The amount

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paid for QMRPs is computed according to the method in Section 144.275(b)(1)(D).

- 2) Interdisciplinary Team (IDT) (Section 144.275(b)(2)(B)) - The amount for services rendered by the IDT is based on one day of IDT services per year for each client. This amount is computed to be \$1.82 per client per day.
- 3) The total reimbursement amount for Active Treatment is the sum of the amounts for QMRP and IDT.

c) Related Costs

- 1) An amount per client per day will be paid for other program costs, including program related supplies, consultants and other items necessary for the delivery of active treatment to clients in accordance with their individual program plans.
- 2) For each facility, this amount will be determined as follows. Add the amount determined for subsections (a) and (b), but exclude the amount for the IDT. Multiply this sum by the factor determined for the facility's HSA grouping. The product plus the amount for the IDT is then multiplied by the constant of .20.
- d) Total Program Per Diem - Total program per diem for each small scale residential facility will be the sum of the amounts from subsections (a), (b) and (c).

(Source: Added at 15 Ill. Reg. _____, effective _____)

Section 144.325 Capital Rate Calculation

- a) Capital rates for ICF/MR facilities which are licensed as Intermediate Care Facilities for the Developmentally Disabled with 4 beds or 6 beds (ICF/DD-4, ICF/DD-6) will be calculated according to this Section, which provides calculation methods for rates for various capital categories. Rate charts

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Section 144.325 Capital Rate Calculation (Cont'd)

will be prepared each year based upon these provisions. The rate for an individual facility will be selected based upon the following criteria:

- 1) New construction or remodeled building. If the facility is a remodeled building the base cost will be used to assign it to a category.
- 2) Base Year
- 3) Location

b) The terms used in this Section are defined as follows:

- 1) "Arm's-length transaction" means a transaction between a buyer and a seller both free to act, each seeking his own best economic interest. A transaction between related parties as defined in 89 Ill. Adm. Code 140.537 is not considered to be an arm's-length transaction.
- 2) "Base Year" refers to the weighted average year of investment in the actual construction of the building. The Base Year is determined using the components of the building cost, which are included in the Building Base Cost, and the corresponding years of acquisition or construction. The year of each component of the total investment is multiplied by the cost of each year's investment. The sum of these products is then divided by the total Building Base Cost to yield an average year of construction. Any fractional portion of the Base Year derived from this calculation will be truncated. The Base Year will not change due to sale or lease of the building.
- 3) "Capital Days" are used to convert all capital items to per diem amounts. A 93% occupancy standard is used in the rate calculation.
- 4) Building Base Cost refers to the cost to purchase the building to be first licensed as an ICF/DD-4 or ICF/DD-6 facility. Only costs associated with arms-length transactions between unrelated parties will be considered. The allowable cost

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of subsequent improvements to the building will be included in the building base cost. The building base cost will not change due to sales or leases of the facility.

- 5) "Square feet per bed" is defined as 445 square feet per bed for a 4 bed facility and 365 square feet per bed for a 6 bed facility.
- 6) "New Construction Cost Per Square Foot" is defined as the costs published by the R.S. Means Company, Inc.. Data will come from the most recent edition of the Means Square Foot Costs publication. The cost used per square foot for new construction is based upon average residential one story construction. Factors are included for wood frame, wood siding, central air, and two bathrooms.

- 7) Location. The facilities will be separated into one of the following location groups:

- A) Group 1 - Cook, DuPage, Will and Lake counties.
- B) Group 2 - Counties 175,000 to 1,000,000 population.
- C) Group 3 - Counties below 175,000 population.
- 8) New building construction refers to construction of a complete building for the purpose of being licensed and operated as an ICF/DD-4 or ICF/DD-6 facility.
- 9) Remodeled buildings refer to buildings which previously existed for some other function and were remodeled to be licensed and operated as an ICF/DD-4 or ICF/DD-6 facility.

- c) The rates will be calculated for facilities constructed during the current rate year according to the following steps. These steps will result in six different rate categories. There is a 4 bed rate and a 6 bed rate within each of three different location categories.

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Section 144.325 Capital Rate Calculation (Cont'd)

- 1) Preliminary Cost Per Bed - The new construction cost per square foot is multiplied by the square feet per bed to get a preliminary cost per bed.

2) Revised Cost Per Bed

- A) The preliminary cost per bed is multiplied by a 110% adjustment factor and is then further increased by factors for a two car garage and for sprinklers as follows:
 - i) Garage - The R.S. Means Company, Inc. projected cost for an attached two car garage is divided by 4 or 6 beds whichever is applicable to obtain a cost per bed.
 - ii) Sprinklers - A \$3,500 sprinkler cost is divided by 4 or 6 beds whichever is applicable to obtain a cost per bed.
- B) The result of this step is a revised cost per bed for new construction.

3) Localized Cost Per Bed

- A) The revised cost per bed is multiplied by a locality adjustor for the applicable area of the State in which the facility is located. A separate locality adjustor is calculated for the following areas:
 - i) Cook, DuPage, Will and Lake counties.
 - ii) Counties 175,000 to 1,000,000 population (excluding DuPage, Will and Lake Counties).
 - iii) Counties below 175,000 population.
- B) The locality adjustors are calculated as the average of all locality factors for each area in the most recent R.S. Means Company, Inc. publication.
- C) The result of this step is the localized cost per bed.

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4) Total Projected Investment Per Bed - Land is added to the localized cost per bed to arrive at the total projected investment per bed. Land is based upon \$20,000 for facilities located in the Cook, DuPage, Will and Lake counties. Counties with a population of 175,000 to 1,000,000 will use a \$15,000 total land cost. Counties with a population below 175,000 will use a \$10,000 total land cost. The total land cost is divided by 4 or 6 beds to determine the land cost per bed.

5) The total projected investment per bed is divided by 339 client days (365 days x 93% = 339) to arrive at a per diem investment.

6) The per diem investment is multiplied by a 10.5% rate of return and further increased by \$3.01 per diem for equipment, working capital costs and vehicles to obtain the rate.

7) The rates for facilities with a base year which is older than the current rate year will be calculated using the same steps as newly constructed facilities in subsection (c) except for the localized cost per bed in subsection (c)(3). The localized cost per bed is discounted by a 3% obsolescence factor for each year between the base year and the current year.

8) A table will be prepared by the Department which will list all applicable rates for each rate year. The rate for any facility will be looked up based upon the base year, bed size and location of the facility.

9) Rates for Remodeled or Existing Construction

A) To recognize the potentially wide range of investment in existing facilities to be converted into ICF/DD-4 or ICF/DD-6 residential facilities, modifications have been made to the calculation of total projected investment for subsection (c)(4).

B) The buildings which were remodeled will be separated into four categories using the

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lower of the actual land and building purchase price plus remodeling cost per bed, or the appraisal cost of land and building per bed. This assignment to categories is based upon comparison of the facility's cost (lower of actual or appraisal) to the result of the following percentages of the projected investment from subsection (c)(4): (Equipment cost is not included in this comparison.)

i) Category 1 - 77.5% and above

ii) Category 2 - 62.5% to 77.4%

iii) Category 3 - 47.5% to 62.4%

iv) Category 4 - 47.4% and less

C) The total projected investment from subsection (c)(4) will be multiplied by the following category percentages as applicable, and rates calculated based upon the remaining provisions in subsection (c):

i) Category 1 - 85%

ii) Category 2 - 70%

iii) Category 3 - 55%

iv) Category 4 - 40%

d) Rented facilities will have the capital rates calculated by the same procedures as are used for owned facilities.

e) Property Taxes

1) For ICF/DD-4 and ICF/DD-6 facilities which can show they will be required to pay property taxes, the Department will have the average property tax rate for their HSA added to the capital rate.

2) In subsequent years the property tax portion of

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Section 144.325 Capital Rate Calculation (Cont'd)

the capital rate will be calculated in accordance with 89 Ill. Adm. Code 140.578(b).

(Source: Added at 15 Ill. Reg. _____, effective _____)

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1) The Heading of the Part: MEDICAL ASSISTANCE PROGRAMS

2) Code Citation: 89 Ill. Adm. Code 120

3) Section Number:
120.386
Proposed Action:
Amendment

4) Statutory Authority: Sections 5-1.1, 5-2.1 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-1.1, 5-2.1 and 12-13)

5) A Complete Description of the Subjects and Issues Involved: This amendment is the result of Section 6411(e) of the Omnibus Budget Reconciliation Act of 1989 which requires that transfers of assets by a spouse of a resident of a long term care facility be subject to the same treatment as transfers by the resident.

Language is also added to indicate that a transfer of assets is allowable if the individual did not consent to or assist in the transfer and examples of undue hardship are provided. These provisions are the result of a state administrative decision and requirements under the Medicare Catastrophic Coverage Act of 1988.

Interested persons should also see the amendment to 89 Ill. Adm. Code 113.155 which appears in this issue of the Illinois Register.

6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date?
Yes ☒ No ☐

8) Does this Proposed Amendment contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? Yes

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
120.11	Amendment	April 19, 1991 (15 Ill. Reg. 5551)
120.12	Amendment	April 26, 1991 (15 Ill. Reg. 6089)

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Section Numbers Proposed Action Illinois Register Citation

120.31	Amendment	April 19, 1991 (15 Ill. Reg. 5551)
120.60	Amendment	April 19, 1991 (15 Ill. Reg. 5551)
120.64	Amendment	April 19, 1991 (15 Ill. Reg. 5551)
120.65	New Section	February 22, 1991 (15 Ill. Reg. 2908)
120.208	Amendment	April 19, 1991 (15 Ill. Reg. 5551)
120.235	Amendment	April 19, 1991 (15 Ill. Reg. 5551)
120.281	Amendment	April 19, 1991 (15 Ill. Reg. 5551)
120.319	Amendment	January 25, 1991 (15 Ill. Reg. 833)
120.320	Amendment	January 25, 1991 (15 Ill. Reg. 833)
120.321	Amendment	January 25, 1991 (15 Ill. Reg. 833)
120.322	Amendment	January 25, 1991 (15 Ill. Reg. 833)
120.323	Amendment	January 25, 1991 (15 Ill. Reg. 833)
120.335	Amendment	April 19, 1991 (15 Ill. Reg. 5551)
120.390	Amendment	April 19, 1991 (15 Ill. Reg. 5551)
120.391	Amendment	April 19, 1991 (15 Ill. Reg. 5551)

- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

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- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Bldg. II, 3rd Flr., 100 South Grand Avenue East, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis:

- A) Date Proposed Amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: May 7, 1991
- B) Types of small businesses affected: Long term care facilities
- C) Reporting, bookkeeping or other procedures required for compliance: No new or additional reporting, bookkeeping or other procedures required.
- D) Types of professional skills necessary for compliance: No additional professional skills required.

The full text of the Proposed Amendment begins on the next page:

Section
120.1

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 120
MEDICAL ASSISTANCE PROGRAMS

SUBPART A: GENERAL PROVISIONS

Incorporation By Reference

Section
120.10
120.11

120.20
120.30
120.31
120.40
120.50

SUBPART B: ASSISTANCE STANDARDS

Eligibility For Medical Assistance
Eligibility For Medical Assistance For Pregnant
Women and Children Under Age Six Who Do Not Qualify
As Mandatory Categorically Needy
MANG(AABD) Income Standard
MANG(C) Income Standard
MANG(P) Income Standard
Exceptions To Use Of MANG Income Standard
AMI Income Standard

Section
120.60

120.61

120.62

120.63

120.64

SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

All Cases Other Than Intermediate Care, Skilled
Nursing Care, DMHDD, DMHDD Approved Community Based
Settings and Pregnant Women and Children Under Age
Six Who Do Not Qualify As Mandatory Categorically
Needy
Cases in Intermediate Care, Skilled Nursing Care and
DMHDD - MANG(AABD) and All Other Licensed Medical
Facilities
Department of Mental Health and Developmental
Disabilities (DMHDD) Approved Home and Community
Based Residential Settings Under 89 Ill. Adm. Code
140.643
Department of Mental Health and Developmental
Disabilities (DMHDD) Approved Home and Community
Based Residential Settings
Pregnant Women and Children Under Age Six Years Who
Do Not Qualify As Mandatory Categorically Needy

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120.72
120.74
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Section
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Section
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Section
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SUBPART D: SUPPLEMENTARY MEDICAL INSURANCE

Supplementary Medical Insurance Benefits, Buy-In
Program
Eligibility for Medicare Cost Sharing as a Qualified
Medicare Beneficiary (QMB)
Qualified Medicare Beneficiary (QMB) Income Standard
Hospital Insurance Benefits (HIB)

SUBPART E: RECIPIENT RESTRICTION PROGRAM

Recipient Restriction Program

SUBPART F: MIGRANT MEDICAL PROGRAM

Migrant Medical Program
Income Standards

SUBPART G: AID TO THE MEDICALLY INDIGENT

Client Cooperation
Citizenship
Residence
Age
Relationship
Living Arrangement
Supplemental Payments
Institutional Status
Foster Care Program
Social Security Numbers
Unearned Income
Exempt Unearned Income
Education Benefits
Unearned Income In-Kind
Earmarked Income
Lump Sum Payments and Income Tax Refunds
Protected Income
Earned Income
Budgeting Earned Income
Exempt Earned Income
Recognized Employment Expenses
Income From Work/Study/Training Program
Earned Income From Self-Employment
Earned Income From Roomer and Boarder
Earned Income In-Kind

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Section
120.276 Payments from the Illinois Department of Children and Family Services
120.280 Assets
120.281 Exempt Assets
120.282 Asset Disregards
120.283 Deferral of Consideration of Assets
120.284 Spend-down of Assets (AMI)
120.285 Property Transfers
120.285 Persons Who May Be Included in the Assistance Unit
120.290 Payment Levels for AMI
120.295

SUBPART H: MEDICAL ASSISTANCE - NO GRANT

Section
120.308 Client Cooperation
120.309 Caretaker Relative
120.310 Citizenship
120.311 Residence
120.312 Age
120.313 Blind
120.314 Disabled
120.315 Relationship
120.316 Living Arrangements
120.317 Supplemental Payments
120.318 Institutional Status
120.319 Assignment of Rights to Medical Support and Collection of Payment
120.320 Cooperation in Establishing Paternity and Obtaining Medical Support
120.321 Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support
120.322 Proof of Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support
120.323 Suspension of Paternity Establishment and Obtaining Medical Support Upon Finding Good Cause
120.324 Foster Care Program
120.325 Social Security Numbers
120.330 Unearned Income
120.332 Budgeting Unearned Income
120.335 Exempt Unearned Income
120.336 Education Benefits
120.338 Incentive Allowance
120.340 Unearned Income In-Kind
120.342 Court Ordered Child Support Payments of Parent/Step-Parent
120.345 Earmarked Income
120.346 Medicaid Qualifying Trusts

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Section
120.350 Lump Sum Payments and Income Tax Refunds
120.355 Protected Income
120.360 Earned Income
120.361 Budgeting Earned Income
120.362 Exempt Earned Income
120.364 Earned Income Exemption
120.366 Exclusion From Earned Income Exemption
120.370 Recognized Employment Expenses
120.371 Income From Work/Study/Training Programs
120.372 Earned Income From Self-Employment
120.373 Earned Income From Roomer and Boarder
120.375 Earned Income In Kind
120.376 Payments from the Illinois Department of Children and Family Services
120.379 Assessment of Assets
120.380 Assets
120.381 Exempt Assets
120.382 Asset Disregard
120.383 Deferral of Consideration of Assets
120.384 Spend-down of Assets (MANG)
120.385 Property Transfers for Applications Filed Prior to October 1, 1989
120.386 Property Transfers Effective for Applications Filed on or After October 1, 1989
120.390 Persons Who May Be Included in the Assistance Unit
120.391 Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG And Children Under Age Six
120.392 Pregnant Women Who Would Not Be Eligible For AFDC/AFDC-MANG If The Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
120.393 Pregnant Women And Children Under Age Eight Years Who Do Not Qualify As Mandatory Categorically Needy Demonstration Project.
120.395 Payment Levels for MANG
120.399 Redetermination of Eligibility

AUTHORITY: Implementing Articles III, IV, V, VI and VII and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq. and 12-13)

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective

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November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June

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2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 6082; amended at 7 Ill. Reg. 8256, effective July 1, 1983; amended at 7 Ill. Reg. 8264, effective July 5, 1983; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 16108; amended at 8 Ill. Reg. 5253, effective April 9, 1984; amended at 8 Ill. Reg. 6770, effective April 27, 1984; amended at 8 Ill. Reg. 13328, effective July 16, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17897; amended at 8 Ill. Reg. 18903, effective September 26, 1984; peremptory amendment at 8 Ill. Reg. 20706, effective October 3, 1984; amended at 8 Ill. Reg. 25053, effective December 12, 1984; emergency amendment at 9 Ill. Reg. 830, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 4515, effective March 25, 1985; amended at 9 Ill. Reg. 5346, effective April 11, 1985; amended at 9 Ill. Reg. 7153, effective May 6, 1985; amended at 9 Ill. Reg. 11346, effective July 8, 1985; amended at 9 Ill. Reg. 12298, effective July 25, 1985; amended at 9 Ill. Reg. 12823, effective August 9, 1985; amended at 9 Ill. Reg. 15903, effective October 4, 1985; amended at 9 Ill. Reg. 16300, effective October 10, 1985; amended at 9 Ill. Reg. 16906, effective October 18, 1985; amended at 10 Ill. Reg. 1192, effective January 10, 1986; amended at 10 Ill. Reg. 3033, effective January 23, 1986; amended at 10 Ill. Reg. 4907, effective March 7, 1986; amended at 10 Ill. Reg. 6966, effective April 16, 1986; amended at 10 Ill. Reg. 10688, effective June 3, 1986; amended at 10 Ill. Reg. 12672, effective July 14, 1986; amended at 10 Ill. Reg. 15649, effective September 19, 1986; amended at 11 Ill. Reg. 3992, effective February 23, 1987; amended at 11 Ill. Reg. 7652, effective April 15, 1987; amended at 11 Ill. Reg. 8735, effective April 20, 1987; emergency amendment at 11 Ill. Reg. 12458, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 14034, effective August 14, 1987; amended at 11 Ill. Reg. 14763, effective August 26, 1987; amended at 11 Ill. Reg. 20142, effective January 1, 1988; amended at 11 Ill. Reg. 20898, effective December 14, 1987; amended at 12 Ill. Reg. 904, effective January 1, 1988;

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amended at 12 Ill. Reg. 3516, effective January 22, 1988; amended at 12 Ill. Reg. 6234, effective March 22, 1988; amended at 12 Ill. Reg. 8672, effective May 13, 1988; amended at 12 Ill. Reg. 9132, effective May 20, 1988; amended at 12 Ill. Reg. 11483, effective June 30, 1988; emergency amendment at 12 Ill. Reg. 11632, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 11839, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12835, effective July 22, 1988; emergency amendment at 12 Ill. 13243, effective July 29, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 17867, effective October 30, 1988; amended at 12 Ill. Reg. 19704, effective November 15, 1988; amended at 12 Ill. Reg. 20188, effective November 23, 1988; amended at 13 Ill. Reg. 116, effective January 1, 1989; amended at 13 Ill. Reg. 2081, effective February 3, 1989; amended at 13 Ill. Reg. 3908, effective March 10, 1989; emergency amendment at 13 Ill. Reg. 11929, effective June 27, 1989, for a maximum of 150 days; emergency expired November 25, 1989; emergency amendment at 13 Ill. Reg. 12137, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 15404, effective October 6, 1989; emergency amendment at 13 Ill. Reg. 16586, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 13 Ill. Reg. 17483, effective October 31, 1989; amended at 13 Ill. Reg. 17838, effective November 8, 1989; amended at 13 Ill. Reg. 18872, effective November 17, 1989; amended at 14 Ill. Reg. 760, effective January 1, 1990; emergency amendment at 14 Ill. Reg. 1494, effective January 2, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 4233, effective March 5, 1990; emergency amendment at 14 Ill. Reg. 5839, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 6372, effective April 16, 1990; amended at 14 Ill. Reg. 7637, effective May 10, 1990; amended at 14 Ill. Reg. 10396, effective June 20, 1990; amended at 14 Ill. Reg. 13227, effective August 6, 1990; amended at 14 Ill. Reg. 14814, effective September 3, 1990; amended at 14 Ill. Reg. 17004, effective September 30, 1990; emergency amendment at 15 Ill. Reg. 348, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 5302, effective April 1, 1991; amended at 15 Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

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SUBPART H: MEDICAL ASSISTANCE - NO GRANT

Section 120.386 Property Transfers Effective for Applications Filed on or After October 1, 1989

- a) The provisions for the transfer of property (i.e., assets) listed below apply to residents of long term care facilities who apply for Medicaid on or after October 1, 1989, regardless of the date of the transfer and to residents whose application for Medicaid is filed prior to October 1, 1989, if the transfer occurs on or after October 1, 1989. ~~These provisions do not apply to individuals who reside in the community.~~
- b) In addition, the provisions for the transfer of property (i.e., assets) listed in subsections (d), (e) and (f) below apply to a resident's spouse when the resident applies for Medicaid on or after June 1, 1991, if the transfer occurs on or after December 20, 1989, and to a resident's spouse when the resident's application for Medicaid is filed prior to June 1, 1991, if the transfer occurs on or after June 1, 1991.
- c) The provisions listed in subsections (d), (e) and (f) below do not apply to eligibility determinations for individuals who reside in the community.
- a)d) A transfer of assets occurs when a resident of a long term care facility or the resident's spouse buys, sells or gives away real or personal property or changes (e.g., change from joint tenancy to tenancy in common) the way property is held.
- b)e) A transfer is allowable if:
- 1) the transfer occurred more than thirty (30) months from the date of application;
 - 2) the transfer, by the resident's spouse, occurred prior to December 20, 1989;
 - 2)3) a fair market value was received. Fair market value is the price that an article or piece of property might be expected to bring if offered for sale in a fair market. Fair market value is determined by statements obtained from

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Applications Filed on or After October 1,
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institutions, community members, etc. (e.g.,
bankers, jewelers, reputable realtors, etc.)
recognized as having knowledge of property values.

3)4) homestead property was transferred to:

- A) a spouse;
- B) the individual's child who is under age 21;
- C) the individual's child who is blind or permanently and totally disabled;
- D) the individual's brother or sister who has an equity interest in the homestead property and who was residing in the home for at least one (1) year immediately prior to the date the individual entered the facility or;
- E) the individual's child who provided care for the individual and who was residing in the homestead property for two (2) years immediately prior to the date the individual entered the facility.

4)5) The transfer by the resident was to the community spouse or to another individual for the sole benefit of the community spouse and the amount transferred does not exceed the Community Spouse Asset Allowance. The Community Spouse Asset Allowance, as of October 1, 1989, is an amount up to but not greater than \$60,000 that the resident may transfer, without affecting eligibility, to the community spouse or to another individual for the sole benefit of the community spouse. As of October 1, 1989, the amount of assets a resident may transfer to his or her community spouse is \$60,000 minus any non-exempt assets of the community spouse. The amount established as the Community Spouse Asset Allowance shall be increased for calendar years after 1989 by the same percentage as the percentage increase in the consumer price index for all urban consumers. The Community Spouse Asset Allowance is subject to the following qualifiers:

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- A) The amount of assets sufficient to provide (the amount of income generated) the Community Spouse Maintenance Needs Allowance (as described at 89 Ill. Adm. Code 120.61) as determined by a fair hearing; or
- B) The amount transferred under a court order to the community spouse.
- 5)6) The transfer was to the individual's child who is blind or permanently and totally disabled or to another person for the sole benefit of the individual's child;
- 6)7) the individual intended to transfer the assets for fair market value;
- 7)8) it is determined that denial of assistance would create an undue hardship. Examples of undue hardship include, but are not limited to, situations in which:

- A) the resident is mentally unable to explain how the assets were transferred;
- B) the denial of assistance would force the resident to move from the long term care facility; or
- C) would prohibit the individual from joining a spouse in a facility or would prohibit the individual from entering a facility that is within close proximity to his/her family;
- 8)9) it is determined that the transfer was made for a reason other than to qualify for assistance; or
- 9)10) the transfer by the resident was to the community spouse and was the result of a court order; or
- 11) the individual did not consent to or assist in the transfer (for example, a joint bank account in which monies are withdrawn without the permission of the individual).

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Applications Filed on or After October 1,
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e)f) If the transfer does not fall within the listing of subsection (b) (e) above, the ~~asset~~-resident is ineligible beginning with the month in which such assets were transferred and until whichever occurs first:

- 1) the period of time the uncompensated amount of the asset would meet the monthly cost of long term care (private rate) at the facility; or
- 2) thirty (30) months from the month of the transfer.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

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1) The Heading of the Part: MEDICAL PAYMENT

2) Code Citation: 89 Ill. Adm. Code 140

3) Section Number: Proposed Action:
140.561 Amendment

4) Statutory Authority: Sections 5-5.1 et seq. and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-5.1 et seq. and 12-13)

5) A Complete Description of the Subjects and Issues Involved: This rulemaking provides for reimbursement for support costs of small scale ICF/DD facilities with four or six beds.

6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date?
Yes ☐ No ☒

8) Does this Proposed Amendment contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
140.3	Amendment	April 19, 1991 (15 Ill. Reg. 5585)
140.7	Amendment	April 19, 1991 (15 Ill. Reg. 5585)
140.11	Amendment	May 10, 1991 (15 Ill. Reg. 6949)
140.16	Amendment	January 25, 1991 (15 Ill. Reg. 847)
140.17	Amendment	November 30, 1990 (14 Ill. Reg. 18982)
140.71	Amendment	December 21, 1990 (14 Ill. Reg. 20170)

Section Numbers	Proposed Action	Illinois Register Citation
140.413	Amendmnet	January 18, 1991 (15 Ill. Reg. 406)
140.420	Amendment	February 1, 1991 (15 Ill. Reg. 1414)
140.421	Amendment	February 1, 1991 (15 Ill. Reg. 1414)
140.460	Amendment	April 5, 1991 (15 Ill. Reg. 4903)
140.461	Amendment	April 5, 1991 (15 Ill. Reg. 4903)
140.462	Amendment	April 5, 1991 (15 Ill. Reg. 4903)
140.463	Amendment	April 5, 1991 (15 Ill. Reg. 4903)
140.465	Repealed	April 5, 1991 (15 Ill. Reg. 4903)
140.475	Amendment	Jnauary 25, 1991 (15 Ill. Reg. 847)
140.490	Amendment	December 7, 1990 (14 Ill. Reg. 19132)
140.850	New Section	December 14, 1990 (14 Ill. Reg. 19592)
140.855	New Section	December 14, 1990 (14 Ill. Reg. 19592)
140.860	New Section	December 14, 1990 (14 Ill. Reg. 19592)
140.865	New Section	December 14, 1990 (14 Ill. Reg. 19592)
140.870	New Section	December 14, 1990 (14 Ill. Reg. 19592)
140.875	New Section	December 14, 1990 (14 Ill. Reg. 19592)

Section Numbers	Proposed Action	Illinois Register Citation
140.880	New Section	December 14, 1990 (14 Ill. Reg. 19592)
140.885	New Section	December 14, 1990 (14 Ill. Reg. 19592)
140.890	New Section	December 14, 1990 (14 Ill. Reg. 19592)
140.895	New Section	December 14, 1990 (14 Ill. Reg. 19592)
140.Table D	Amendment	February 1, 1991 (15 Ill. Reg. 1414)
140.Table K	Amendment	December 14, 1990 (14 Ill. Reg. 19592)
140.Table L	Amendment	December 14, 1990 (14 Ill. Reg. 19592)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Daniel Leikvold, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

- 12) Initial Regulatory Flexibility Analysis:
- A) Date Proposed Amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: May 7, 1991
- B) Types of small businesses affected: Medical providers.
- C) Reporting, bookkeeping or other procedures required for compliance: No new procedures required.

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- D) Types of professional skills necessary for compliance: No new skills required.

The full text of the Proposed Amendment begins on the next page:

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NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER d: MEDICAL PROGRAMS

PART 140

MEDICAL PAYMENT

SUBPART A: GENERAL PROVISIONS

Section

140.1

Incorporation By Reference

140.2

Medical Assistance Programs

140.3

Covered Services Under The Medical Assistance Programs for AFDC, AFDC-MANG, AABD, AABD-MANG, RRP, Individuals Under Age 18 Not Eligible for AFDC, Pregnant Women Who Would Be Eligible if the Child Were Born and Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy

140.4

Covered Medical Services Under AFDC-MANG for non-pregnant persons who are 18 years of age or older (Repealed)

140.5

Covered Medical Services Under GA and AMI

140.6

Medical Services Not Covered

140.7

Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Children Under Age Six

140.8

Medical Assistance For Qualified Severely Impaired Individuals

140.9

Medical Assistance for a Pregnant Woman Who Would Not Be Categorically Eligible for AFDC/AFDC-MANG if the Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy

140.10

Medical Assistance Provided to Incarcerated Persons

SUBPART B: MEDICAL PROVIDER PARTICIPATION/DRUG MANUAL

Section

140.11

Enrollment Conditions for Medical Providers

140.12

Participation Requirements for Medical Providers

140.13

Definitions

140.14

Denial of Application to Participate in the Medical Assistance Program

140.15

Recovery of Money

140.16

Termination of a Vendor's Eligibility to Participate in the Medical Assistance Program

140.17

Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program

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140.19	Application to Participate or for Reinstatement Subsequent to Termination, Suspension or Barring
140.20	Submittal of Claims
140.21	Covered Medicaid Services for Qualified Medicare Beneficiaries (QMBs)
140.22	Magnetic Tape Billings
140.23	Payment of Claims
140.24	Payment Procedures
140.25	Overpayment or Underpayment of Claims
140.26	Payment to Factors Prohibited
140.27	Assignment of Vendor Payments
140.28	Record Requirements for Medical Providers
140.30	Audits
140.35	False Reporting and Other Fraudulent Activities
140.40	Prior Approval for Medical Services or Items
140.41	Prior Approval in Cases of Emergency
140.42	Limitation on Prior Approval
140.43	Post Approval for items or Services When Prior Approval Cannot Be Obtained
140.71	Drug Manual (Recodified)
140.72	Drug Manual (Recodified)
140.73	Drug Manual Updates (Recodified)

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Section

140.94	Hospital Services (Recodified)
140.95	Participation (Recodified)
140.96	General Requirements (Recodified)
140.97	Special Requirements (Recodified)
140.98	Covered Hospital Services (Recodified)
140.99	Hospital Services Not Covered (Recodified)
140.100	Limitation On Hospital Services (Recodified)
140.101	Transplants (Recodified)
140.102	Heart Transplants (Recodified)
140.103	Liver Transplants (Recodified)
140.104	Bone Marrow Transplants (Recodified)
140.110	Disproportionate Share Hospital Adjustments (Recodified)
140.116	Payment for Inpatient Services for GA (Recodified)
140.117	Hospital Outpatient and Clinic Services (Recodified)
140.200	Payment for Hospital Services During Fiscal Year 1982 (Recodified)
140.201	Payment for Hospital Services After June 30, 1982 (Repealed)

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140.202	Payment for Hospital Services During Fiscal Year 1983 (Recodified)
140.203	Limits on Length of Stay by Diagnosis (Recodified)
140.300	Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting (Recodified)
140.350	Copayments (Recodified)
140.360	Payment Methodology (Recodified)
140.361	Non-Participating Hospitals (Recodified)
140.362	Pre July 1, 1989 Services (Recodified)
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140.364	Prepayment Review (Recodified)
140.365	Base Year Costs (Recodified)
140.366	Restructuring Adjustment (Recodified)
140.367	Inflation Adjustment (Recodified)
140.368	Volume Adjustment (Repealed)
140.369	Groupings (Recodified)
140.370	Rate Calculation (Recodified)
140.371	Payment (Recodified)
140.372	Review Procedure (Recodified)
140.373	Utilization (Repealed)
140.374	Alternatives (Recodified)
140.375	Exemptions (Recodified)
140.376	Utilization, Case-Mix and Discretionary Funds (Repealed)
140.390	Subacute Alcoholism and Substance Abuse Services (Recodified)
140.391	Definitions (Recodified)
140.392	Types of Subacute Alcoholism and Substance Abuse Services (Recodified)
140.394	Payment for Subacute Alcoholism and Substance Abuse Services (Recodified)
140.396	Rate Appeals for Subacute Alcoholism and Substance Abuse Services (Recodified)
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140.412	Services Not Covered By Physicians
140.413	Limitation on Physician Services
140.414	Requirements for Prescriptions and Dispensing of Pharmacy Items - Physicians
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140.429	Limitations on Chiropractic Services (Repealed)
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140.486	Limitations on Medichesk Services (Repealed)
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Section 140.890	Reimbursement for ICF/MR-15 and Under Facilities (Recodified)
140.895	Night Shift Reimbursement (Recodified)
140.896	Reimbursement For Program Costs (Active Treatment) For Clients in Long Term Care Facilities For the Developmentally Disabled (Recodified)

SUBPART G: REIMBURSEMENT FOR NURSING COSTS FOR GERIATRIC FACILITIES

Section 140.900	Reimbursement For Nursing Costs For Geriatric Residents in Group Care Facilities (Recodified)
140.901	Functional Areas of Needs (Recodified)
140.902	Service Needs (Recodified)
140.903	Definitions (Recodified)
140.904	Times and Staff Levels (Repealed)
140.905	Statewide Rates (Repealed)
140.906	Reconsiderations (Recodified)
140.907	Midnight Census Report (Recodified)
140.908	Times and Staff Levels (Recodified)
140.909	Statewide Rates (Recodified)
140.910	Referrals (Recodified)
140.911	Basic Rehabilitation Aide Training Program (Recodified)
140.912	Interim Nursing Rates (Recodified)

SUBPART H: ILLINOIS COMPETITIVE ACCESS AND REIMBURSEMENT EQUITY (ICARE) PROGRAM

Section 140.940	Illinois Competitive Access and Reimbursement Equity (ICARE) Program (Recodified)
140.942	Definition of Terms (Recodified)
140.944	Notification of Negotiations (Recodified)
140.946	Hospital Participation in ICARE Program Negotiations (Recodified)
140.948	Negotiation Procedures (Recodified)
140.950	Factors Considered in Awarding ICARE Contracts (Recodified)
140.952	Closing an ICARE Area (Recodified)
140.954	Administrative Review (Recodified)
140.956	Payments to Contracting Hospitals (Recodified)
140.958	Admitting and Clinical Privileges (Recodified)
140.960	Inpatient Hospital Care or Services by Non-Contracting Hospitals Eligible for Payment (Recodified)

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Section 140.962	Payment to Hospitals for Inpatient Services or Care not Provided under the ICARE Program (Recodified)
140.964	Contract Monitoring (Recodified)
140.966	Transfer of Recipients (Recodified)
140.968	Validity of Contracts (Recodified)
140.970	Termination of ICARE Contracts (Recodified)
140.972	Hospital Services Procurement Advisory Board (Recodified)
TABLE A	Medichex Recommended Screening Procedures (Repealed)
TABLE B	Health Service Areas
TABLE C	Capital Cost Areas
TABLE D	Schedule of Dental Procedures
TABLE E	Time Limits for Processing of Prior Approval Requests
TABLE F	Podiatry Service Schedule
TABLE G	Travel Distance Standards
TABLE H	Areas of Major Life Activity
TABLE I	Staff Time and Allocation for Training Programs (Recodified)
TABLE J	HSA Grouping

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 Ill. Reg. 2493; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg.

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7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 24, 1984; peremptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective February 22, 1985; amended at 9 Ill. Reg. 6235, effective April 19, 1985; amended at 9 Ill. Reg. 8677, effective May 28, 1985; amended at 9 Ill. Reg. 9564, effective June 5, 1985; amended at 9 Ill. Reg. 10025, effective June 26, 1985; emergency amendment at 9 Ill. Reg. 11403, effective June 27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238, effective December 27, 1985; emergency amendment at 10 Ill. Reg. 798, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 672, effective January 6, 1986; amended at 10 Ill. Reg. 1206, effective January 13, 1986; amended at 10 Ill. Reg. 3041, effective January 24, 1986; amended at 10 Ill. Reg. 6981, effective April 16, 1986; amended at 10 Ill. Reg. 7825, effective April 30, 1986; amended at 10 Ill. Reg. 8128, effective May 7, 1986; emergency amendment at 10 Ill. Reg. 8912, effective May 13, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum

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of 150 days; amended at 10 Ill. Reg. 18808, effective October 24, 1986; amended at 10 Ill. Reg. 19742, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 698, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987; amended at 11 Ill. Reg. 4002, effective February 25, 1987; Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill. Reg. 6728, effective March 22, 1988; Sections 140.900 thru 140.912 and 140. Table H and 140. Table I recodified to 89 Ill. Adm. Code 147.5 thru 147.205 and 147. Table A and 147. Table B at 12 Ill. Reg. 6956; amended at 12 Ill. Reg. 6927, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.5 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 117879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351.

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effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective March 17, 1989; amended at 13 Ill. Reg. 5115, effective April 3, 1989; amended at 13 Ill. Reg. 5718, effective April 10, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7025, effective April 24, 1989; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 recodified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 190, effective December 21, 1989; amended at 14 Ill. Reg. 2564, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 3241, effective February 14, 1990, for a maximum of 150 days; emergency expired July 14, 1990; amended at 14 Ill. Reg. 4543, effective March 12, 1990; emergency amendment at 14 Ill. Reg. 4577, effective March 6, 1990, for a maximum of 150 days; emergency expired August 3, 1990; emergency amendment at 14 Ill. Reg. 5575, effective April 1, 1990, for a maximum of 150 days; emergency expired August 29, 1990; emergency amendment at 14 Ill. Reg. 5865, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7141, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990, for a maximum of 150 days; amended at 14 Ill. 10062, effective June 12, 1990; amended at 14 Ill. Reg. 10409, effective June 19, 1990; emergency amendment at 14 Ill. Reg. 12082, effective July 5, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13262, effective August 6, 1990; emergency amendment at 14 Ill. Reg. 14184, effective August 16, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 14570, effective August 22, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14826, effective August 31, 1990; amended at 14 Ill. Reg. 15366, effective September 12, 1990; amended at 14 Ill. Reg. 15981, effective September 21, 1990; amended at 14 Ill. Reg. 17279, effective October 12, 1990; amended at 14 Ill. Reg. 18057, effective October 22, 1990; amended at 14 Ill. Reg. 18508, effective October 30, 1990; amended at 14 Ill. Reg. 18813, effective November 6, 1990; amended at 14 Ill. Reg. 20478, effective December 7, 1990; amended at 14 Ill. Reg. 20729, effective December 12, 1990; amended at 15 Ill. Reg. 298, effective December 28, 1990; emergency amendment at 15 Ill.

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Reg. 592, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 1051, effective January 18, 1991; Section 140.569 withdrawn at 15 Ill. Reg. 1174; amended at 15 Ill. Reg. 6534, effective April 30, 1991; amended at 15 Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART E: GROUP CARE

Section 140.561 Support Costs Components

Support Costs Components (includes laundry, dietary, house-keeping, utility and administrative expenses)

- a) The Department shall reimburse each facility for support costs associated with the provision of long term care on the basis of the relationship between the facility's per diem allowable support costs and referent values determined for each Health Service Area (HSA) group from the distribution of per diem allowable support costs for all long term care facilities with adequate cost report data. For all facilities with a Department of Public Health license classification SNF/ICF (Skilled Nursing Facility, Intermediate Care Facility) or ICF/DD (Intermediate Care Facility for the Developmentally Disabled), the support rate will be computed as follows for the rate year to begin July 1, 1989, and subsequent years:

- 1) If a facility's per diem allowable support costs are less than the 35th percentile value for per diem allowable support costs in the HSA group, the support rate will be equal to the facility's per diem allowable support costs plus 50% of the difference between the 75th percentile value for per diem allowable support costs in the HSA group and the facility's per diem allowable support costs, up to a ceiling. The ceiling shall be equal to 50% of the difference between the 75th percentile value of allowable per diem support costs for the HSA group and the 35th percentile value of allowable per diem support costs for the HSA group plus \$.05.
- 2) If a facility's per diem allowable support costs are greater than or equal to the 35th percentile value of per diem allowable support costs for the

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Section 140.561 Support Costs Components (Cont'd)

HSA group and less than the 75th percentile value of per diem allowable support costs for the HSA group, the support rate will be equal to the facility's per diem allowable support costs plus 50% of the difference between the 75th percentile value of per diem allowable support costs for the HSA group and the facility's per diem allowable support costs.

- 3) If a facility's per diem allowable support costs are equal to or greater than the 75th percentile value of per diem allowable support costs for the HSA group, the support rate will be equal to the 75th percentile value of per diem allowable support costs for the HSA group.

- 4) ~~For the purpose of reimbursement, the Department shall equalize SNF and ICF support costs by~~

- A) ~~subtracting from SNF support costs a factor which represents variable support costs statistically related to patient condition, and~~
- B) ~~including this factor as part of SNF nursing costs.~~

- b) Small scale ICF/MR facilities which are licensed as Intermediate Care Facilities for the Developmentally Disabled with four or six beds (ICF/DD-4, ICF/DD-6) (see 89 Ill. Adm. Code 144.300 and 144.325) are separately licensed facilities. However, for support reimbursement, the per diem is based on a sixteen person capacity and the sum of the support cost components is aggregated over four 4-person ICFs/DD, or one 4-person plus two 6-person ICFs/DD. The set of small scale ICFs/DD used in computing the support per diem will be identified in the provider agreements. All facilities in a set must be within the boundaries of the same HSA. Removal and/or addition of a small scale ICF/DD which is part of a set requires both a written notice by the provider 90 days before the beginning of a fiscal year (July 1), or upon certification in the case of a new facility which is licensed, and a change in the affected provider agreement that identifies the membership of the set. Each per diem calculated by aggregating allowable

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Section 140.561 Support Costs Components (Cont'd)

support costs over the specified set of small scale ICFs/DD based on a sixteen person capacity will be treated as a single facility licensed as ICF/DD-16, and will be included in the computation of support rates described in subsection d).

- b)c) For all facilities with a Department of Public Health license classification SNF/PED (Skilled Nursing Facility for Pediatric residents), the support rate will be computed exactly as described for the SNF/ICF and ICF/DD facilities, except that the referent value for each HSA group (i.e. the 35th percentile values and the 75th percentile values for per diem allowable support costs) will be increased to 120% of the referent values applied in the computation of the support rates for SNF/ICF and ICF/DD facilities.

- e)d) For all facilities with a Department of Public Health license classification ICF/DD-1516 (Intermediate Care Facility for the Developmentally Disabled with 1516 or fewer residents or a set of small scale ICFs/DD with a sixteen person capacity), the support rate will be computed by regionalizing the 35th percentile values and the 75th percentile values for per diem allowable support costs based upon cost of facilities or sets of facilities licensed as ICF/DD-1516.

- e)e) For all facilities with a Department of Public Health license classification SLC (Specialized Living Center), as determined by the Department of Mental Health and Developmental Disabilities and recognized by the Department of Public Aid, the support rate will be computed exactly as described for the SNF/ICF and ICF/DD facilities, except that the referent values for each HSA group (i.e. the 35th percentile values and the 75th percentile values for per diem allowable support costs) will be increased to 152.8% of the referent values applied in the computation of the support rates for SNF/ICF and ICF/DD facilities.

- e) The reimbursement methodologies specified by this Section will apply to all services provided on and after July 1, 1985.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

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1) The Heading of the Part: REIMBURSEMENT FOR NURSING COSTS
FOR GERIATRIC FACILITIES

2) Code Citation: 89 Ill. Adm. Code 147

3) Section Numbers: Proposed Action:

147.Table A Amendment
147.Table B Amendment

4) Statutory Authority: Sections 5-5 et seq. and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-5 et seq. and 12-13)

5) A Complete Description of the Subjects and Issues Involved: This rulemaking corrects time, allocation and staff type designations for the Occupational and Physical Therapy categories. In addition, Continence Restorative is deleted from Table A and placed in Table B. Finally, all items related to Decubitus Care and Prevention have been revised to read Pressure Ulcer Care and Prevention.

6) Will these Proposed Amendments replace Emergency Amendments currently in effect? No

7) Does this rulemaking contain an automatic repeal date?
Yes ☒ No

8) Do these Proposed Amendments contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
147.5	Amendment	January 25, 1991 (15 Ill. Reg. 870)
147.25	Amendment	January 25, 1991 (15 Ill. Reg. 870)
147.50	Amendment	January 25, 1991 (15 Ill. Reg. 870)
147.75	Amendment	January 25, 1991 (15 Ill. Reg. 870)

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Section Numbers Proposed Action Illinois Register Citation

147.200 Amendment February 22, 1991
(15 Ill. Reg. 2919)

147.Table C New Section January 25, 1991
(15 Ill. Reg. 870)

147.Table D New Section January 25, 1991
(15 Ill. Reg. 870)

147.Table E New Section January 25, 1991
(15 Ill. Reg. 870)

147.Table F New Section January 25, 1991
(15 Ill. Reg. 870)

147.Table G New Section January 25, 1991
(15 Ill. Reg. 870)

147.Table H New Section January 25, 1991
(15 Ill. Reg. 870)

147.Table I New Section January 25, 1991
(15 Ill. Reg. 870)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Daniel Leikvold, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis:

- A) Date Proposed Amendments were submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: May 7, 1991
- B) Types of small businesses affected: Medical Providers

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- C) Reporting, bookkeeping or other procedures required for compliance: No new procedures required.
- D) Types of professional skills necessary for compliance: No new skills required.

The full text of the Proposed Amendments begins on the next page:

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NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER d: MEDICAL PROGRAMS

PART 147

REIMBURSEMENT FOR NURSING COSTS FOR
GERIATRIC FACILITIES

Section
147.5

Reimbursement For Nursing Costs For Geriatric Residents in Group Care Facilities

Comprehensive Resident Assessment
Functional Needs and Restorative Care

Service Needs
Definitions

Reconsiderations
Midnight Census Report

Times and Staff Levels
Statewide Rates

Referrals
Basic Rehabilitation Aide Training Program

Nursing Rates
Costs Associated with the Omnibus Budget

Reconciliation Act of 1987 (Emergency Expired)
Determination of Program (Specialized Services)

Costs

Specialized Service Requirements for Individuals With Mental Illness in Residential Facilities

Inspection of Care (IOC) Review Criteria for the Evaluation of Specialized Services in Residential

Facilities for Individuals with Mental Illness
Comprehensive Functional Assessments and

Reassessments
Interdisciplinary Team (IDT)

Comprehensive Care Plan (CCP)
Specialized Care - Administration of

Psychopharmacologic Drugs
Specialized Care - Behavioral Emergencies

Discharge Planning
Reimbursement for Program Costs in Nursing

Facilities Providing Specialized Services for Individuals with Mental Illness

Reimbursement for Additional Program Costs
Associated with Providing Active Treatment for

Individuals with Developmental Disabilities in
Nursing Facilities

Staff Time and Allocation by Need Level (Emergency Expired)

Staff Time and Allocation for Restorative Programs

TABLE A

TABLE B

DEPARTMENT OF PUBLIC AID

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AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

SOURCE: Recodified from 89 Ill. Adm. Code 140.900 thru 140.912 and 140.913 thru 140.914. Table I at 12 Ill. Reg. 6956; amended at 13 Ill. Reg. 559, effective January 1, 1989; amended at 13 Ill. Reg. 7043, effective April 24, 1989; emergency amendment at 13 Ill. Reg. 10999, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 16796, effective October 13, 1989; amended at 14 Ill. Reg. 210, effective December 21, 1989; emergency amendment at 14 Ill. Reg. 6915, effective April 19, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 9523, effective June 4, 1990, for a maximum of 150 days; emergency expired November 1, 1990; emergency amendment at 14 Ill. Reg. 14203, effective August 16, 1990, for a maximum of 150 days; emergency expired January 13, 1991; emergency amendment at 14 Ill. Reg. 15578, effective September 11, 1990, for a maximum of 150 days; emergency expired February 8, 1991; amended at 14 Ill. Reg. 16669, effective September 27, 1990; amended at 15 Ill. Reg. 2715, effective January 30, 1991; amended at 15 Ill. Reg. 3058, effective February 5, 1991; amended at 15 Ill. Reg. 7162, effective April 30, 1991; amended at 15 Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

Section 147. Table A Staff Time and Allocation by Need Level

- a) The following reimbursement times, allocations, and need levels apply for all reimbursement periods commencing on January 1, 1988, through June 30, 1989.

Item	Level	Time	Allocation	Staff Type
Bathing, Grooming	0	6		Nurse Aide
	1	12		Nurse Aide
	2	22		Nurse Aide
Clothing	0	4		Nurse Aide
	1	10		Nurse Aide
	2	20		Nurse Aide
Eating	0	6		Nurse Aide

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Section 147. Table A Staff Time and Allocation by Need Level (Cont'd)

Item	Level	Time	Allocation	Staff Type
Eating	1	15		Nurse Aide
	2	39		Nurse Aide
	3	39		Licensed Staff
Mobility	0	5		Nurse Aide
	1	12		Nurse Aide
	2	14		Nurse Aide
	3	14		Nurse Aide
Continence	0	2		Nurse Aide
	1	14		Nurse Aide
	2	18		Nurse Aide
	3	22		Nurse Aide
Psycho-Social Care	0	12		Nurse Aide
	1	22	17.5/4.5	Nurse Aide/ Licensed Staff
	2	28	19.5/8.5	Nurse Aide/ Licensed Staff
	3	36	35/1	Nurse Aide/ Licensed Staff
	4	36		Nurse Aide/ Licensed Staff
Appliances	0	0		Nurse Aide
	1	6	5/1	Licensed Staff
	2	12	10/2	Nurse Aide/ Licensed Staff
Catheters	0	0		Nurse Aide
	1	12	6/6	Licensed Staff
	2	14		Licensed Staff
Pressure Ulcer Care Debridement-Care	0	0		Licensed Staff
	1	8		Licensed Staff
	2	20		Licensed Staff
	3	0	0/0	
	4	0	0/0	
Pressure Ulcer Prevention Debridement-Prevention	0	0		Nurse Aide
	1	8	6/2	Licensed Staff
	2	14	12/2	Nurse Aide/ Licensed Staff

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Section 147. Table A Staff Time and Allocation by Need Level
(Cont'd)

Item	Level	Time	Allocation	Staff Type
Wound Care	0	0		
	1	6		Licensed Staff
	2	18		Licensed Staff
Injections	0	0		
	1	1		Licensed Staff
	2	4.5		Licensed Staff
Intravenous, Clysis	0	0		
	1	4		Licensed Staff
	2	8		Licensed Staff
Lab Specimen	0	0		
	1	1	.5/.5	Nurse Aide/ Licensed Staff
	2	2	1/1	Nurse Aide/ Licensed Staff
	3	10	5/5	Nurse Aide/ Licensed Staff
Speech - Language Pathology and Audiology	0	0		
	1	8		Therapist
Medications and Medication Monitoring	0	12		Licensed Staff
	1	14		Licensed Staff
	2	16		Licensed Staff
	3	18		Licensed Staff
Occupational Therapy	0	0		
	1	14	13/1	Therapist COTA/Therapist
	2	14	13/1	Nurse Aide/
	3	14		
Ostomy Care	4	1		Therapist
	0	0		Therapist
	1	6		Licensed
	2	13		Licensed
Physical Therapy	0	0		
	1	14	13/1	Therapist
	2	14	13/1	PTA/Therapist
	3	14		Nurse Aide/

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 147. Table A Staff Time and Allocation by Need Level
(Cont'd)

Item	Level	Time	Allocation	Staff Type
Physical Therapy	4	1		Therapist Therapist
Respiratory Therapy	0	0		
	1	17	15/2	Nurse Aide/ Licensed Staff
	2	25	5/20	Nurse Aide/ Licensed Staff
Tracheostomy Care	0	0		
	1	6		Licensed Staff
	2	13		Licensed Staff
Suctioning	0	0		
	1	5		Licensed Staff
	2	30		Licensed Staff
Passive Range of Motion	0	0		
	1	7		Nurse Aide
	2	14		Nurse Aide
Discharge Planning	0	0		
	1	10		Licensed Staff
Health and Fitness	0	0		
	1	4	3/1	Nurse Aide/ Licensed Staff
	2	5	3/2	Nurse Aide/ Licensed Staff
	3	4	3/1	Nurse Aide/ Licensed Staff
Activities	0	10		Nurse Aide
Grooming	0	3		Nurse Aide

Agency Note: level "0" carries no reimbursement potential when accompanied by "0" time. Level "0" provides reimbursement for every facility when accompanied with time. Such time becomes a facility's base rate for every resident.

- b) The following reimbursement times, allocations, and need levels apply for all reimbursement periods commencing on July 1, 1989 through December 31, 1990.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 147. Table A Staff Time and Allocation by Need Level (Cont'd)

Item	Level	Time	Allocation	Staff Type
Bathing, Grooming	0	6		Nurse Aide
	1	12		Nurse Aide
	2	22		Nurse Aide
Clothing	0	4		Nurse Aide
	1	10		Nurse Aide
	2	20		Nurse Aide
Eating	0	6		Nurse Aide
	1	15		Nurse Aide
	2	39		Nurse Aide
	3	39		Licensed Staff
Mobility	0	5		Nurse Aide
	1	12		Nurse Aide
	2	14		Nurse Aide
Continence	0	2		
	1	14		Nurse Aide
	2	19.6		Nurse Aide
Psycho-Social Care	0	12	19.5/8.5	Nurse Aide
	1	28		Nurse Aide/ Licensed Staff
Appliances	0	0		
	1	7	6/1	Nurse Aide/ Licensed Staff
Catheters	0	0		
	1	12.1	6/6.1	Nurse Aide/ Licensed Staff
Pressure Ulcer Care Deeubitus-Care	0	0		
	1	8		Licensed Staff
	2	20		Licensed Staff
	3	0	0/0	
Pressure Ulcer Prevention Deeubitus-Prevention	0	0		
	1	8	6/2	Nurse Aide/ Licensed Staff
Pressure Ulcer Prevention Deeubitus-Prevention	0	0		
	1	14	12/2	Nurse Aide/ Licensed Staff

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 147. Table A Staff Time and Allocation by Need Level (Cont'd)

Item	Level	Time	Allocation	Staff Type
Pressure Ulcer Prevention Deeubitus-Prevention	0	0		Licensed Staff
	1	6		Licensed Staff
	2	18		Licensed Staff
Wound Care	0	0		
	1	1		Licensed Staff
Injections	0	0		
	1	4.5		Licensed Staff
Intravenous, Clysis	0	0		
	1	4		Licensed Staff
Lab Specimen	0	0		
	1	8		Licensed Staff
Speech - Language Pathology and Audiology	0	0		
	1	1	.5/.5	Nurse Aide/ Licensed Staff
Medications and Medication	0	0		
	1	16.1	1/1	Nurse Aide/ Licensed Staff
Occupational Therapy	0	0		
	1	13.14	5/5	Nurse Aide/ Licensed Staff
Ostomy Care	0	0		
	1	6	13/1	Nurse Aide/ Therapist
Physical Therapy	0	0		
	1	13.14	13/1	Licensed Therapist
Respiratory Therapy	0	0		
	1	17	15/2	Nurse Aide/ Licensed Staff

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 147. Table A Staff Time and Allocation by Need Level
(Cont'd)

Item	Level	Time	Allocation	Staff Type
Respiratory Therapy	2	25	5/20	Nurse Aide/ Licensed Staff
Tracheostomy Care	0	0		
	1	6		Licensed Staff
	2	13		Licensed Staff
Suctioning	0	0		
	1	5		Licensed Staff
	2	30		Licensed Staff
Passive Range of Motion	0	0		
	1	11.8		Nurse Aide
Discharge Planning	0	0		
	1	10		Licensed Staff
Health and Fitness	0	0		
	1	4	3/1	Nurse Aide/ Licensed Staff
Activities	0	10		Nurse Aide
Grooming	0	3		Nurse Aide

c) The following reimbursement times, allocations, and need levels apply for all reimbursement periods commencing on or after January 1, 1991.

Item	Level	Time	Allocation	Staff Type
Bathing, Grooming	0	6		Nurse Aide
	1	12		Nurse Aide
	2	22		Nurse Aide
Clothing	0	4		Nurse Aide
	1	10		Nurse Aide
	2	20		Nurse Aide
Eating	0	6		Nurse Aide
	1	15		Nurse Aide
	2	39		Nurse Aide
	3	39		Licensed Staff

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NOTICE OF PROPOSED AMENDMENTS

Section 147. Table A Staff Time and Allocation by Need Level
(Cont'd)

Item	Level	Time	Allocation	Staff Type
Mobility	0	5		Nurse Aide
	1	12		Nurse Aide
	2	14		Nurse Aide
Continence	0	2		
	1	14		Nurse Aide
	2	19.6		Nurse Aide
Psycho-Social Care	0	12		Nurse Aide
	1	28	19.5/8.5	Nurse Aide/ Licensed Staff
Appliances	0	0		
	1	7	6/1	Nurse Aide/ Licensed Staff
Catheters	0	0		
	1	12.1	6/6.1	Nurse Aide/ Licensed Staff
Pressure Ulcer Care	0	0		
Deeubitus-Care	1	8		Licensed Staff
	2	20		Licensed Staff
	3	0	0/0	
	4	0	0/0	
Pressure Ulcer Prevention	0	0		
Deeubitus-Prevention	1	8	6/2	Nurse Aide/ Licensed Staff
	2	14	12/2	Nurse Aide/ Licensed Staff
Wound Care	0	0		
	1	6		Licensed Staff
	2	18		Licensed Staff
Injections	0	0		
	1	1		Licensed Staff
	2	4.5		Licensed Staff
Intravenous, Clysis	0	0		
	1	4		Licensed Staff
	2	8		Licensed Staff

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 147. Table A Staff Time and Allocation by Need Level (Cont'd)

Item	Level	Time	Allocation	Staff Type
Lab Specimen	0	0		Nurse Aide/ Licensed Staff
	1	1	.5/.5	Nurse Aide/ Licensed Staff
	2	2	1/1	Licensed Staff
	3	10	5/5	Nurse Aide/ Licensed Staff
Speech - Language Pathology and Audiology	0	0		Therapist
	1	0		Therapist
Medications and Medication Moni- oring	0	12.8		Licensed Staff
	1	16.1		Licensed Staff
	2	18.1		Licensed Staff
Occupational Therapy	0	0		Nurse Aide/ Therapist
	1	13/14	13/1	Therapist
Ostomy Care	0	0		Licensed Licensed
	1	6		Licensed
	2	13		Licensed
Physical Therapy	0	0		Nurse Aide Therapist
	1	13/14	13/1	Therapist
Respiratory Therapy	0	0		Nurse Aide/ Licensed Staff
	1	17	15/2	Licensed Staff
	2	25	5/20	Nurse Aide/ Licensed Staff
Tracheostomy Care	0	0		Licensed Staff
	1	6		Licensed Staff
	2	13		Licensed Staff
Suctioning	0	0		Licensed Staff
	1	5		Licensed Staff
	2	30		Licensed Staff
Passive Range of Motion	0	0		Nurse Aide
	1	11.8		Nurse Aide

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NOTICE OF PROPOSED AMENDMENTS

Section 147. Table A Staff Time and Allocation by Need Level (Cont'd)

Item	Level	Time	Allocation	Staff Type
Resident Assessment	0	2.6	.5/1.1/ .7/.3	Nurse Aide/ Licensed Staff/ Registered Nurse/Social Worker
	1	7.8	1.5/3.3/ 2.1/.9	Nurse Aide/ Licensed Staff/ Registered Nurse/Social Worker
Discharge Planning	0	0		Licensed Staff
	1	10		Licensed Staff
Health and Fitness	0	0		Nurse Aide/ Licensed Staff
	1	4	3/1	Licensed Staff
Activities	0	10		Nurse Aide
Grooming	0	3		Nurse Aide
Social Services	0	0		Nurse Aide/ Licensed Staff/ Social Worker
	1	2	.5/.5/1	Licensed Staff/ Social Worker
Continence Restorative	0	0		Nurse Aide/ Licensed Staff/ Social Worker
	1	14	12/2	Licensed Staff/ Social Worker
	2	26	24/2	Licensed Staff/ Social Worker
Restraint Management and Reduction	0	0		Nurse Aide/ Licensed Staff
	1	8	6/2	Licensed Staff

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NOTICE OF PROPOSED AMENDMENTS

Section 147. Table A Staff Time and Allocation by Need Level (Cont'd)

Item	Level	Time	Allocation	Staff Type
Communication	0	0		
	1	2.5	2/.5	Nurse Aide/ Licensed Staff
	2	5	4/1	Nurse Aide/ Licensed Staff
	3	7.5	6/1.5	Nurse Aide/ Licensed Staff

Agency Note: level "0" carries no reimbursement potential when accompanied by "0" time. Level "0" provides reimbursement for every facility when accompanied with time. Such time becomes a facility's base rate for every resident.

(Source: Amended at 15 Ill. Reg. ____, effective ____)

Section 147. Table B Staff Time and Allocation for Restorative Programs

Table B refers to Section 147.25(e), "Restorative Care"

- a) The following reimbursement times, allocations, and need levels apply for all reimbursement periods commencing on January 1, 1988, through June 30, 1989.

Item	Level	Time	Allocation	Staff Type
Bathing, Grooming	0	0		
	1	14	12/2	Nurse Aide/ Licensed Staff
Clothing	0	0		
	1	14	12/2	Nurse Aide/ Licensed Staff
Eating	0	0		
	1	14	12/2	Nurse Aide/ Licensed Staff
Mobility	0	0		
	1	20	18/2	Nurse Aide/ Licensed Staff

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NOTICE OF PROPOSED AMENDMENTS

Section 147. Table B Staff Time and Allocation for Restorative Programs (Cont'd)

Agency Note: Level "0" carries no reimbursement potential when accompanied by "0" time.

- b) The following reimbursement times, allocations, and need levels apply for all reimbursement periods commencing on ~~ex-after~~ July 1, 1989 through December 31, 1990.

Item	Level	Time	Allocation	Staff Type
Bathing, Grooming	0	0		
	1	14	12/2	Nurse Aide/ Licensed Staff
	2	20	18/2	Nurse Aide/ Licensed Staff
Clothing	0	0		
	1	14	12/2	Nurse Aide/ Licensed Staff
	2	20	18/2	Nurse Aide/ Licensed Staff
Eating	0	0		
	1	14	12/2	Nurse Aide/ Licensed Staff
	2	23	21/2	Nurse Aide/ Licensed Staff
Mobility	0	0		
	1	20	18/2	Nurse Aide/ Licensed Staff
	2	27	25/2	Nurse Aide/ Licensed Staff

Agency Note: Level "0" carries no reimbursement potential when accompanied by "0" time.

- c) The following reimbursement times, allocations, and need levels, apply for all reimbursement periods commencing on or after January 1, 1991.

Item	Level	Time	Allocation	Staff Type
Bathing, Grooming	0	0		
	1	14	12/2	Nurse Aide/ Licensed Staff

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NOTICE OF PROPOSED AMENDMENTS

Section 147. Table B Staff Time and Allocation for Restorative Programs (Cont'd)

Item	Level	Time	Allocation	Staff Type
Bathing, Grooming	<u>2</u>	<u>20</u>	<u>18/2</u>	Nurse Aide/ Licensed Staff
Clothing	<u>0</u> <u>1</u> <u>2</u>	<u>0</u> <u>14</u> <u>20</u>	<u>12/2</u> <u>12/2</u> <u>18/2</u>	Nurse Aide/ Licensed Staff Nurse Aide/ Licensed Staff
Eating	<u>0</u> <u>1</u> <u>2</u>	<u>0</u> <u>14</u> <u>23</u>	<u>12/2</u> <u>21/2</u>	Nurse Aide/ Licensed Staff Nurse Aide/ Licensed Staff
Mobility	<u>0</u> <u>1</u> <u>2</u>	<u>0</u> <u>20</u> <u>27</u>	<u>18/2</u> <u>25/2</u>	Nurse Aide/ Licensed Staff Nurse Aide/ Licensed Staff
Continence	<u>0</u> <u>1</u> <u>2</u>	<u>0</u> <u>14</u> <u>26</u>	<u>12/2</u> <u>24/2</u>	Nurse Aide/ Licensed Staff Nurse Aide/ Licensed Staff

(Source: Amended at 15 Ill. Reg. ____, effective ____)

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NOTICE OF PROPOSED AMENDMENT(S)

1) Heading of Part: Mandatory Vehicle Liability Insurance2) Code Citation: 50 Ill. Adm. Code 80103) Section Number
5010.20
5010.30
Proposed Action
Amendment
Amendment4) Statutory Authority: Implementing and authorized by Article VI of the Illinois Safety Responsibility Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1989, ch. 95 1/2, par. 7-601 et seq.).5) A Complete Description of the Subjects and Issues Involved:

50 Ill. Adm. Code 8010.20 and 8010.30 amends existing provisions by making typographic corrections only.

6) Will this proposed rule replace an emergency rule currently in effect? No7) Does this rulemaking contain an automatic repeal date? No8) Do these proposed amendments contain incorporations by reference?
No9) Are there any other amendments pending on this Part? No10) Statement of Statewide Policy Objectives: This rulemaking will have no effect on local units of government.11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking. Written comments may be submitted within 45 days to:

Robert B. Powers
Assistant Counsel to the Secretary
Office of the Secretary of State
298 Centennial Building
Springfield, Illinois 62706
217/785-3094

12) Initial Regulatory Flexibility Analysis: After careful consideration, the Secretary of State does not feel that this rulemaking will have any adverse effect on small businesses and so this rulemaking was not submitted to the Small Business Office of the Department of Commerce and Community Affairs.

The full text of the proposed amendments begins on the next page:

SECRETARY OF STATE

NOTICE OF PROPOSED AMENDMENT(S)

TITLE 50: INSURANCE
CHAPTER IV: SECRETARY OF STATE
PART 8010
MANDATORY VEHICLE LIABILITY INSURANCE

Section

- 8010.10 Definitions
8010.20 Insurance Card Requirements
8010.30 Document Requirements for Other Evidence of Insurance
8010.40 Mandatory Vehicle Insurance Verification Form
8010.50 Insurance Company Verification
8010.60 Suspension Notices
8010.70 Termination of a Suspension for a Violation of the Mandatory Insurance Law
8010.80 Exemption for Certain Religious Organizations

AUTHORITY: Implementing and authorized by Article VI of the Illinois Safety Responsibility Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1989, ch. 95 1/2, par. 7-601 et seq.).

SOURCE: Adopted at 14 Ill. Reg. 2952, effective February 7, 1990; amended at 14 Ill. Reg. 19369, effective December 1, 1990; amended at 15 Ill. Reg. _____, effective _____.

Section 8010.20 Insurance Card Requirements

- a) Pursuant to Section 7-602 of the Act, each insurance company which issues vehicle liability policies in Illinois shall issue an insurance card to the policy holder of the vehicle indicating the vehicle is insured. The insurance card shall be issued in conjunction with the issuance or renewal of the policy. Additional insurance cards shall be issued upon request by the named insured.
- b) In the case of motor vehicles registered in Illinois, the top of the front of the insurance card shall display the words "ILLINOIS INSURANCE CARD". The words "IDENTIFICATION" and "TEMPORARY" may also be displayed at the discretion of the issuing company.

- c) The insurance card shall contain the following vehicle information;

- 1) the vehicle year,
- 2) the vehicle make, and
- 3) either all or the last six (6) characters of the vehicle identification number (VIN). If the insurance card is issued for a fleet policy, it may state "FLEET" in lieu of vehicle year, make, and VINs and if the card is issued with a non-owner policy, it may state "NON-OWNER POLICY" in lieu of the vehicle year, make name and VIN.

- d) The insurance card shall contain the following insurance information:

- 1) the name of the insured(s);
- 2) the company name;
- 3) the company code number assigned by the National Association of Insurance Commissioners;

SECRETARY OF STATE

NOTICE OF PROPOSED AMENDMENT(S)

- 5) the effective date and expiration date which shall cover a period of time not to exceed 12 months;
- 6) a disclaimer as follows: "Examine policy exclusions carefully. This form does not constitute ~~constitute~~ any part of your insurance policy"; and
- 7) a warning of excluded drivers or vehicles, when applicable.

- e) The minimum size of the insurance card shall be 3" by 2 1/8 24"; no maximum size is prescribed. A minimum twenty (20) pound paper stock is required. Except for the required disclaimer and any required warnings, the required information shall be displayed on the front of the card. Except for the disclaimer and warnings, the required information shall be displayed in a minimum eight (8) point upper case type.

- f) The insurance card may include other information at the discretion of the insurer.

- g) Insurance companies may allow authorized representatives to issue temporary insurance cards to satisfy the requirements of the Act. Temporary insurance cards are not required to have the policy number but shall contain all other required information.

- h) In the case of a motor vehicle registered in another state or jurisdiction, an insurance card or other evidence of insurance is valid if it complies with the laws of the state or jurisdiction.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 8010.30 Document Requirements for Other Evidence of Insurance

- a) If an insured ~~insurance~~ owner has lost or has not yet received an insurance card from his/her insurance company, or is the resident of another state or jurisdiction other evidences of insurance may be carried in the vehicle for display to a law enforcement officer. These include but are not limited to the following:

- 1) A current policy declarations page.
- 2) A certificate of insurance.
- 3) An insurance binder.
- 4) The combination of proof of purchase of the motor vehicle card issued for the motor vehicle replaced by such purchase.

Proof of purchase shall include but not be limited to the following items:

- A) bill of sale;
- B) purchase agreement;
- C) installment contract;
- D) copy of front and back of title; or
- E) the registration identification card showing transfer information; or
- F) Illinois Department of Revenue tax form.

- 5) A receipt for payment of a current liability insurance premium.
- 6) ~~Illinois Department of Revenue tax form.~~

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NOTICE OF PROPOSED AMENDMENT(S)

- b) Except where noted, all information items listed are required on a binder, certificate of insurance, and a premium receipt for the document to qualify as evidence of insurance. The minimum requirements are:

- 1) company name;
- 2) policy number - not required on a binder or premium receipt;
- 3) effective date;
- 4) expiration date or number of days from the effective date;
- 5) name of insured(s);
- 6) vehicle year;
- 7) vehicle make;
- 8) either all or the last six characters of the vehicle identification number (VIN);
- 9) date of premium payment - required only on a receipt; and
- 10) signature of authorized representative.

- c) Documents issued with a fleet policy may state "FLEET" in lieu of vehicle year, make and VIN. Documents issued with a non-owner policy may state "NON-OWNER POLICY" in lieu of vehicle year, make and VIN.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

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NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Rulemaking
- 2) Code Citation: 1 Ill. Adm. Code 100

3) Section Numbers:Proposed Action:

100.100	Amended
100.110	Amended
100.150	Amended
100.180	Amended
100.220	Amended
100.230	Amended
100.240	Amended
100.260	Amended
100.270	Amended
100.280	Amended
100.310	Amended
100.335	Amended
100.340	Amended
100.350	Amended
100.400	Amended
100.450	Amended
100.500	Amended
100.510	Amended
100.545	Amended
100.550	Amended
100.640	Amended
100.660	Amended
100.670	Amended
100.680	Amended
100.735	Amended
100.740	Amended
100.900	Amended
100.1010	Amended
100.1020	Amended
100.1100	Amended
100.1150	Amended
100.1200	Amended
100.1210	Amended

- 4) Statutory Authority: Implementing and authorized by the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1989, ch. 127, pars. 1001 et seq.).

- 5) A Complete Description of the Subjects and Issues Involved: To establish fees and availability of the Illinois Register and the Illinois Administrative Code; also to update the procedures involved in rulemaking.

- 6) Will this proposed rule replace an emergency rule currently in effect? No

- 7) Does this rulemaking contain an automatic repeal date? No

- 8) Does this proposed amendment contain incorporations by reference? No

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NOTICE OF PROPOSED AMENDMENTS

- 9) Are there any other proposed amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This rulemaking will not cause local government to make additional expenditures from local revenues.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Office of Secretary of State
 Administrative Code Division
 Attn: Mary Grismore Cowles
 288 Centennial Building
 Springfield, IL 62756
 (217) 782-9786

- 12) Initial Regulatory Flexibility Analysis: This rulemaking does not affect small businesses.

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs;
- B) Types of small businesses affected;
- C) Reporting, bookkeeping or other procedures required for compliance;
- D) Types of professional skills necessary for compliance;

The full text of the Proposed Amendments begins on the next page:

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NOTICE OF PROPOSED AMENDMENTS

TITLE I: RULES AND RULEMAKING
 CHAPTER I: SECRETARY OF STATE

PART 100
 RULEMAKING

SUBPART A: DEFINITIONS AND CODIFICATION

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 Agencies Covered
 Illinois Administrative Code Organization
 Codification Outline
 Notice of Codification Changes
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SUBPART B: ILLINOIS REGISTER

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 Authority Note
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SUBPART D: PROPOSED RULES

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Required Notice Periods

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NOTICE OF PROPOSED AMENDMENTS

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100.420	Text of Proposed Rules
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100.440	Notice of Modification, Withdrawal, or Refusal to Modify or Withdraw a Rule
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100.700	Submission; Agency Certification
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Illustration D Notice of Codification Changes
 Illustration E Format for Statements of Objections or Recommendations Issued by the Joint Committee on Administrative Rules
 Illustration F Regulatory Agenda

AUTHORITY: Implementing and authorized by the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1985 1989, ch. 127, pars. 1001 et seq.).

SOURCE: Adopted at 7 Ill. Reg. 10880, effective September 1, 1983; amended at 7 Ill. Reg. 16460, effective January 1, 1984; amended at 8 Ill. Reg. 12488, effective July 1, 1984; amended at 8 Ill. Reg. 19831, effective October 1, 1984; emergency amendments at 9 Ill. Reg. 427, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9180, effective May 31, 1985; emergency amendments at 10 Ill. Reg. 4014, effective February 19, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 12080, effective July 1, 1986; amended at 11 Ill. Reg. 724, effective January 1, 1987, and May 1, 1987; amended at 15 Ill. Reg. _____, effective _____.

NOTE: Capitalization denotes statutory language in Sections 100.800, 100.910, 100.920 and 100.1030 only.

SUBPART A: DEFINITIONS AND CODIFICATION

Section 100.100 Codification Compliance

This Part describes the procedures involved in promulgating rules in codified form, including both Illinois Register publication and filing requirements. All rules filed with the Administrative Code Division must be in compliance with the codification system described within this Part pursuant to Section 7 of the Illinois Administrative Procedure Act. (Ill. Rev. Stat. 1985 1989, ch. 127, par. 1007).

(Source: Amended at 15 Ill. Reg. _____, effective _____.)

Section 100.110 Definitions

The following definitions shall apply to this Part:

"Act": The Illinois Administrative Procedure Act, as amended (Ill. Rev. Stat. 1985 1989, ch. 127, pars. 1001 et seq., as amended). Also referred to as the IAPA.

"Administrative Code Division": The A division of the Illinois State Library Office of Secretary of State, which coordinates the codification process, maintains the official file of rules of the state's agencies, and publishes the Illinois Register and the Illinois Administrative Code. (Also referred to as "Code Division")

"Amendment": A change to a Section including added language, deleted language and/or renumbering. A Part is also amended by the addition or repeal of a Section.

"Appendix": Supplementary material to the Part such as diagrams, charts, maps, and explanatory information. Such material appears at the end of the Part and is labeled with capital letters. A maximum of 10 Appendices, Tables, Exhibits or Illustrations may be used per Part. The use of such material is discouraged and should be used only when absolutely necessary. Exhibits, Illustrations, and Tables may also appear as subsections of one another.

"Authority": The right or power to promulgate (make) rules. Such authority usually appears in the Illinois Revised Statutes or, rarely, in an Executive Order of the Governor. (See Section 100.320)

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"Authority Note": The paragraph appearing after a Part's table of contents which cites the statutes which the Part is implementing and the statutes which give the agency the authority to promulgate rules. (See Section 100.320)

"Camera-Ready Copy": A clear, legible, original document which is clear and legible when reproduced, even when reduced by 50% in reproduction. A document is camera-ready when it is clearly typed (or produced on word processing or computer equipment) in solid black ink on one side of an 8 1/2 by 11 inch sheet of white paper (uncoded stock). Neither dot matrix type nor photocopies are considered to be camera-ready. Uncoded stock means that bond paper with a visible watermark (when the paper is held up to the light) shall not be used.

"Certificate of Review and Approval": The Certificate issued to an agency for a Part, amendments to a Part, or a repeal of a Part stating that the Section(s) or the Part has been reviewed by the Administrative Code Division and that such Section(s) or the Part meets the specifications of the Illinois Administrative Procedure Act, and this Part. (The Certificate is filed in the Code Division with the adopted rules.) (See Section 100.550 and 100 Appendix E, Illustration C)

"CFR": The abbreviation used to designate the Code of Federal Regulations, the publication containing the rules of federal agencies and which is updated by the Federal Register (FR).

"Chapter": A division of the Illinois Administrative Code. Each Chapter within the Code designates a state agency.

"Code": The Illinois Administrative Code. (Abbreviated "Ill. Adm. Code.")

"Code Citation": A citation to the Illinois Administrative Code. Such citation contains the Title number, the Code abbreviation (Ill. Adm. Code) and the Part or Section number and/or other unit of the Code and its label. (See Section 100.370)

"Codification": Assigning a numbering system to rules which meets the criteria set forth in the Act and this Part.

"Cover Letter": The letter which must accompany all documents submitted to the Administrative Code Division for filing and/or publication. Such letter must detail the documents which it accompanies with specific instructions for the Code Division's handling of the material (e.g. including but not limited to, whether the material is to be published in the Register, filed as adopted or reviewed by the Code Division's staff).

"Emergency Rule": A rule (or amendment or repealer) adopted without prior notice or hearing due to a situation which the agency finds constitutes a threat to the public interest, safety or welfare. Emergency rules expire 150 days after filing and may not be adopted more than once in a 24-month period except as specified in Section 5.02 of the Act. (See 1 Ill. Adm. Code 100 Subpart F)

"General Assembly": The Illinois Senate and the House of Representatives and their respective committees.

"Heading": The name of a division of the Code (for example, the heading for this Part is Rulemaking -- See Section 100.130 for all Code divisions); also the information which must appear at the top of each page for both Register publication (includes the Register heading, the agency name and the type of rulemaking action (See 100 Appendix A, Illustration A) and for codified rules filed with the Administrative Code Division (includes the Title, Subtitle (if applicable), Chapter, Subchapter (if applicable), Part, Subparts (if applicable), and Section numbers -- See 100 Appendix B, Illustration D). (See Section 100.300)

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"Illinois Administrative Procedure Act": See "Act"

"Illinois Register": The weekly publication which contains the rulemaking activity of the state's agencies, JCAR notices, the Governor's Executive Orders and Proclamations and other materials required by statute. (Abbreviated "Ill. Reg.") Also referred to as "Register."

"Illinois Revised Statutes": The laws of Illinois as codified and published by the West Publishing Company. (Abbreviated "Ill. Rev. Stat.")

"Implemented Statutes": Those sections of the laws contained in the Illinois Revised Statutes which an agency promulgates rules to supplement or further define. (See Section 100.320)

"JCAR": The abbreviation for the Joint Committee on Administrative Rules, the legislative committee responsible for reviewing current rules of the state's agencies as well as all rulemaking action.

"Label": The number or letter assigned to the divisions of the Code and to their subsections which identifies the particular Code division or subsection.

"LIS": The abbreviation for the Legislative Information System, the agency responsible for the data processing requirements of the General Assembly and for the maintenance of the codified rules in its computer data-base.

"Main Source Note": The paragraph following the Part's authority note which traces the history of the Part. (See Section 100.330)

"Notice of Recodification": The Notice published in the Illinois Register when an existing Part's number is changed but the text remains the same, portions of a Part are renumbered, including splitting one Section into two or more Sections or combining two or more Sections into one Section, or an entire Part is renumbered without changing substantive text. (See also "Recodification")

"P. A.": The abbreviation for Public Act, a law enacted by the Illinois General Assembly.

"P. L.": The abbreviation for Public Law, a law enacted by the United States Congress.

"Part": A division of the Code; the designation for a unified set of Sections (rules) related to a single function of the agency. A maximum of four digits may be used for a Part number. Parts are usually no longer than 60 pages and may be shorter.

"Peremptory Rule": A rule (or amendment) necessitated by federal laws, federal rules or court orders which preclude compliance with the general rulemaking requirements of the Act as specified in Section 5.03 of the Act. (See Subpart G)

"Recodification": The process of reassigning Code division labels to an existing Part while not changing substantive text. This includes the renumbering of an entire Part to a new Part number, renumbering entire Sections within a Part, splitting one Section into two or more Sections, moving part of a Section to another Section, combining two or more Sections into one Section and moving Sections (or subsections) of one Part to a different Part. (See "Notice of Recodification")

"Regulatory Flexibility Analysis": An analysis of how the rule may affect small businesses. An agency proposing new rules or amendments, pursuant to Section 5.01(a)(4) of the Act, must include an Initial Regulatory Flexibility Analysis on the Notice of Proposed Rules. A Final Regulatory Flexibility Analysis must accompany the agency's submission of its proposed rules to JCAR for the second notice period.

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pursuant to Section 5.01(b) of the Act. (See also Section 4.03 of the Act and Section 100.415(a) of this Part)

"Renumbering": The term used when the number(s) of one or more Section(s) but not all Sections of a Part are being changed within the same Part. Renumbering involves entire Sections. (For Sections being split into two or more Sections or combined into one Section, please refer to "Recodification.") Replacement pages are required for renumbered Sections where no text remains. The order of the Sections must still remain in strict numerical order, and, if the Part has Subparts, the Subparts must remain in strict alphabetical order and the Sections must remain in strict numerical order. Therefore, when more than two Sections are being renumbered within one Part, or when Sections within Subparts are renumbered into other Subparts thereby throwing off the strict alphabetical order of the Subparts or the strict numerical order of the Sections, recodification is required rather than renumbering. In this instance and for renumbering Sections of one Part to another Part or renumbering an entire Part to a new Part number, please refer to "Recodification".

"Repeal": The process of rescinding (revoking, cancelling) a rule.

"Replacement Page": The page which must be filed with the Code Division when a Section has been renumbered, reclassified or repealed or an entire Part has been reclassified or repealed and no text remains. The table of contents page when an emergency rule or amendment has been allowed to expire without permanent adoption.

"Rule": Each agency statement of general applicability that implements, applies or interprets policy, a Section of a Part. (See also Section 3.09 of the Act)

"Secretary of State": The Administrative Code Division of the Illinois State Library, a department of the Secretary of State's office.

"Section": A division of the Code; a rule which focuses on a single concept. A Section is a unit of a Part.

"Section Number": The number used to identify the Section. The Part number always precedes the decimal point in a Section number. (For example, this Section is Section 100.110.) A maximum of four digits may be used after the decimal point to identify Sections of a Part. Expansion room should be left between Section numbers for future additions to the Part.

"Section Source Note": A statement following a Section of a Part which indicates the last action (other than codification) on that Section unless that action was the original filing of the Part. (See Section 100.330)

"Short Title": A title of an Act which may be used to identify that Act. Unless a short title is actually specified in the Act itself, a short title may not be used. Whenever a short title is referenced, it shall not appear in quotation marks.

"Source Note": Statements containing the history of the rule. (See "Main Source Note" and "Section Source Note")

"Statement of Statewide Policy Objectives": The statement as specified in Section 5 of the State Mandates Act (Ill. Rev. Stat. 4985 1989, ch. 85, par. 2205) and which must appear on the Notice of Proposed, Emergency or Peremptory Rules. (See Sections 100.410(a)(10), 100.415(b), 100.610(a)(11) and 100.710(a)(12) of this Part and Section 4(d) of the Act).

"Statutory Citation": The citation of an Act, either state or federal, or a federal rule containing the information necessary for the reader to locate the Act in the Illinois Revised Statutes, the United States Code,

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the United States Code Annotated, or the rule in the Code of Federal Regulations or the Federal Register, the Illinois Administrative Code, or the Illinois Register.

"Style Manual": The manual prepared by the Administrative Code Division which is to be used in conjunction with this Part and the IAPA and which gives examples for agencies to follow when promulgating rules in codified format. (See Section 100.180)

"Subchapter": A division of the Code; the designation for a group of related Parts under a single agency (Chapter). Subchapters may correspond to organizational divisions of the agency.

"Subpart": A division of the Code; the designation used to indicate major divisions within a Part. Subparts may correspond to different groups of people affected by the Part.

"Subsection": A division of a Section. A maximum of four levels of subsections may be used. (See Section 100.340)

"Subtitle": A division of the Code; the designation for subject areas within a Title which are focused on particular issues or subjects but which involve the rules of more than one agency.

"Title": A division of the Code; the designation for a broad subject area.

"U.S.C.": The abbreviation for the United States Code, the official publication containing the laws of the United States.

"U.S.C.A.": The abbreviation for the annotated edition of the United States Code.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.150 Notice of Codification Changes

a) From time to time, style changes are made in the codification of rules to:

- 1) facilitate the public's use of the Code,
- 2) comply with the requirements of the EIS computers computer data base, or
- 3) bring previously filed codified rules into compliance with the current codification style.

b) When such changes are made to codified rules, they are nonsubstantive and do not affect the meaning of the text.

c) Before filing codified rules with style changes, the Administrative Code Division will notify the agency of all changes made and will request a certification from the agency authorizing the rules as changed to be filed.

d) The Administrative Code Division will publish, upon receipt of the certification from the agency, a Notice of Codification Changes in the Illinois Register. (See 100 Appendix E, Illustration D)

e) A Notice of Codification Changes will also be published for changes the Administrative Code Division makes to the file copies of Emergency and Peremptory rules. These codification changes shall affect neither the validity of the rule nor its effective date.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

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Section 100.180 Style Manual

The Administrative Code Division has prepared a Style Manual to aid agencies in the codification process. Copies of the Style Manual may be obtained by calling or writing to the Division at the following address:

Administrative Code Division
301 West Monroe 288 Centennial Building
Springfield, IL 62756
(217) 782-9786

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.220 Publication Requirements

a) All documents submitted for publication shall meet the following requirements:

- 1) Each document shall be typewritten (or produced on word processing or computer equipment) on 8 1/2 x 11 inch white paper (at least 20 lb. weight) and shall be single-spaced. One original (camera-ready) and 5 4 copies shall be submitted. (See definition of "Camera-ready Copy" in Section 100.110) The original and all copies shall not be stapled together and neither it nor any of the copies shall be not three-hole punched.
- 2) Each page of the document shall be headed ILLINOIS REGISTER (all in capital letters) centered on a solid line exactly one inch from the top of the page as shown in the Appendices. In addition, on each page of the document, the agency's name, all in capital letters, shall appear one double-space under the solid line, centered on the page, and the action heading, all in capital letters, shall appear one double-space under the agency name, centered on the page.
- 3) There shall be a one inch margin from each all sides and the bottom of the page. Only one side of the page shall be used.
- 4) All documents submitted to the Code Division for publication shall include notice page(s) and follow specific formats as outlined in the Appendices contained in this Part. The numbered questions shall be underlined and answered with a statement. Non-applicable is not an acceptable answer to any of the questions.
- 5) Each document submitted for publication which concerns rulemaking must specify the Part's heading, the Code citation, and the specific Sections of the Part involved. (Subsections shall not be specified except in the text of the document.) In addition, the document shall specify a Register citation along with the issue date if it concerns rules published in the Illinois Register.
- b) The headings on the Notice (as required by Sections 100.410, 100.530, 100.610 and 100.710) and the pages of text must agree. (For example, if the Notice says "Notice of Proposed Rules", then the text pages must also say "Notice of Proposed Rules".) (Please refer to Section 100.300 for further information on headings.)
- c) The action headings mentioned in subsections (a)(2) and (b) above shall be as follows for rulemaking activities:
 - 1) If the rules comprise a new Part, the term "Rules" shall be used;

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- 2) If the rules comprise amendments (new Sections, amended Sections, repealed Sections) to an existing Part ~~(other than a Part adopted only by emergency action)~~, the term "Amendments" shall be used;
- 3) If the rules comprise a repeal of an entire Part, the term "Repealer" shall be used.
- d) Underscoring shall be used for the information required in Sections 100.410(a), 100.530(a), 100.610(a), 100.710(a), and 100.1110(a) as shown in 100.Appendix A, Illustrations A, C, D, and E; 100.Appendix B, Illustrations A, E, and F; 100.Appendix C, Illustrations A and D; 100.Appendix D, Illustrations A and D; and 100.Appendix E, Illustrations A, B, and D.
- e) The entire table of contents for the Part, including the authority and the main source notes, must be published when any type of rulemaking activity (proposed, adopted, emergency, and peremptory new rules, amendments, and repealers) is published in the Illinois Register.
- f) The Administrative Code Division shall perform the following duties:
 - 1) Review all documents submitted to determine if they comply with the format and style requirements of this Part and the IAPA and, if adopted rules meet these requirements, the Code Division will issue a Certificate of Review and Approval. (See Sections 100.450 and 100.550)
 - 2) Refuse to accept all documents which were submitted in non-compliance with the format and style requirements of this Part and the IAPA. The issuing agency will be contacted within 5 working days concerning AH documents which are refused ~~will be returned to along with a written explanation for the refusal~~. Refused documents will not be published in the Illinois Register until they are corrected and resubmitted to the Code Division.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.230 Publication of Materials Incorporated by Reference

Standards, guidelines or federal rules incorporated by reference into an agency's rules (see Section 100.385) shall not be published in the Illinois Register. All rules containing incorporations by reference as specified in Section 6.02(b) of the Act shall be submitted to JCAR for approval during the first notice period. ~~Questions concerning which incorporations by reference must have approval shall be directed to JCAR prior to publication in the Illinois Register.~~

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.240 Notices of Corrections

- a) At the agency's request, the Administrative Code Division will publish a Notice of Corrections to Proposed Rulemaking in the Illinois Register to inform all interested parties of any technical deficiencies in an agency's proposed rules, such as typographical, clerical, printing, copying or other inadvertent errors. Such Notice shall be prepared by the agency in accordance with the publication requirements outlined in this Part and shall contain the complete text of the proposed rulemaking as corrected. (See 100.Appendix A, Illustration D) However, only non-substantive changes can be made after the commencement of the second notice period pursuant to Section 5.01(b) of the Act.

- b) The Administrative Code Division will decline to publish any corrections or file any replacement pages to rules which have been adopted and filed with the Code Division except as noted in Section 100.150 and subsection (d) below.

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- c) An agency may correct information contained on a Notice published in the Illinois Register by submitting one original and 5-4 copies of a Notice of Corrections to Notice Only for publication in the Register. (See 100.Appendix E, Illustration B) Pursuant to the IAPA, a Notice includes not only the pages headed "Notice" but also the text of the rules. This Notice shall only be used when the file copy was correct and the Register published copy was incorrect or when the answers to the required questions at the beginning of a Notice were incorrect. Corrections to the text of an agency's proposed rulemaking may be made on a Notice of Corrections to Proposed Rulemaking. (See subsection (a) above and 100.Appendix A, Illustration D) No corrections shall be made to any adopted rule filed in the Administrative Code Division, except as noted in subsection (d) below.
- d) Agencies are expected to carefully proofread all materials submitted to the Code Division for filing and/or for publication including checking to ensure that the Register text agrees with the file copy text. In the event that an agency submits an adopted rule or amendment to the Code Division with the Register text being correct and the file copy being incorrect (different from the Register text in some way), the agency may submit corrected pages for the file copy to the Code Division within one week (seven calendar days) following publication of the issue of the Register containing the rulemaking. The agency shall, in this event, submit one original and five-4 copies of a Notice of Corrections to Adopted Rules (100.Appendix B, Illustration F) to the Code Division for publication in the next available issue of the Register. The agency shall also submit one original and three-2 copies of the file text being corrected which shall meet all the requirements for rules being filed pursuant to this Part. Errors which are discovered in the file copy text later than seven days following publication of the issue of the Register in which the notice of adopted rulemaking appeared can only be corrected by the agency going through the regular rulemaking process to correct the errors. In the event that the Register text and the file copy are both incorrect, whether or not the errors are identical, the agency may only correct the file copy by going through the regular rulemaking process. Such errors cannot be corrected by publishing both a Notice of Corrections to Notice Only and a Notice of Corrections to Adopted Rules (Amendments, Repealer).

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.260 Indexes

- a) The Administrative Code Division prepares a cumulative index (rules listed alphabetically by heading under the agency name) for material published in the Illinois Register on a quarterly (beginning in 1984) and annual basis. The annual index will be distributed to all persons subscribing to the Illinois Register. Additional copies of the annual cumulative indexes for back volumes of the Register, as well as the quarterly indexes for the current year, are available in limited supply from the Code Division for a fee. (See Section 100.280)
- b) The Code Division also prepares a Sections Affected Index for all codified rules appearing in the Register. This index lists the Sections on which rulemaking activity has occurred (in the current volume of the Register) by Title of the Code and appears in the back of each issue of the Register following the cumulative index. ~~The Code Division will also prepare a quarterly issue of this index which will be available for a fee—(See Section 100.280). Annual issues of this index will also be distributed to all subscribers with additional copies available from the Code Division for a fee (See Section 100.280).~~

- c) All requests for copies of these indexes must follow the procedures outlined in Section 100.270(c).

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.270 Illinois Register Availability

- a) Subscriptions

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- 1) All agencies required to file rules under the Illinois Administrative Procedure Act and members of the Illinois General Assembly will, upon request, receive one subscription to the Illinois Register exempt from fee. Agency subscriptions are limited to each agency's principal office (a total of two free subscriptions are allowed for those agencies maintaining both a Springfield and a Chicago principal office; all other agencies receive only one free subscription).
- 2) All other persons wishing to receive an issue of the Illinois Register each week shall pay the annual subscription rate. (see Section 100.280)
- 3) Microfiche copies of back volumes of the Illinois Register are available from the Administrative Code Division for a fee. (See Section 100.280)
- 4) Print copies of back issues of the current volume of the Illinois Register are available in limited supply from the Administrative Code Division for a fee. (See Section 100.280) When the limited supply is depleted, requests for such copies will be denied.
- 5) The indexes mentioned in Section 100.260 are not available by subscription except as stated in Section 100.260(a) and (b).
- 6) All requests for subscriptions (either new or renewed), single issues of the Register, microfiche copies of back volumes, the ~~quarterly and/or~~ annual Cumulative and Sections Affected Indexes, must follow the procedure outlined in Section 100.280(b).
- 7) All requests for change of address must be in writing and four (4) weeks must be allowed for such changes.
- 8) No subscriptions to the Illinois Register shall be retroactively effective.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.280 Fees

- a) Fees charged by the Administrative Code Division for the materials in Sections 100.260 and 100.270 shall not exceed the costs of the publication and mailing of the materials. Current fees for the Illinois Register materials cited in these Sections appear in the back of each issue of the Register and are listed below:
 - 1) One year subscription to the Illinois Register: ~~\$200.00~~ \$290.00 per year per subscription.
 - 2) Single issues of the current year: \$10.00 per copy.
 - 3) Microfiche sets of back volumes of the Register: \$200.00 per set.
 - 4) Copies of the Cumulative and/or Sections Affected Indexes (~~either annual or quarterly~~) to the Register: \$1.00 per copy.
- b) Requests for the above named materials must be in writing and must be accompanied by a check or money order in the proper amount made payable to SECRETARY OF STATE. Cash is not accepted, ~~due to the~~ number of hands the money must pass through before being deposited in the State treasury. No subscriptions are taken for single issues, microfiche sets of back volumes or copies of the Indices Cumulative Index (~~either annual or quarterly~~). Rather, all requests must be sent individually in writing accompanied by the appropriate check or money order.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

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SUBPART C: RULE DRAFTING REQUIREMENTS
Section 100.310 Table of Contents

- a) At the beginning of each Part shall be a table of contents which shows the applicable headings as specified in Section 100.300(c) and which outlines the Subparts (if any) and the Sections and their headings included in the Part in numerical order.
 - 1) If the Part has Subparts, the word SUBPART, its label, followed by a colon and the heading of the Subpart shall appear on one line, all in capital letters. The first Subpart and its label and heading shall appear one double-space below the Part heading and shall be centered on the page. Each additional Subpart, label and heading shall appear one double-space below the last Section of the previous Subpart and shall be centered on the page.
 - 2) The Sections shall be listed in numerical order and shall be separated by Subpart (if applicable). The word Section shall appear at the left hand margin. Directly under the word Sections shall be the Section numbers with their appropriate headings to the right of and on the same line as the Section number. The Section numbers and headings shall be single-spaced.
 - 3) Emergency Sections shall be listed with the word EMERGENCY under the Section heading until such time that the emergency has expired or been permanently adopted.
 - 4) Supplementary Material
 - A) Any supplementary material contained in a Part (Appendices, Exhibits, Illustrations and/or Tables) shall be listed, single-spaced, in order with the appropriate word, label and heading. The headings for Sections of supplementary material shall include the Part number and be labeled with a capital letter. Subsections shall be listed under the Section heading excluding the Part number and indented five (5) spaces, as follows:
 - i) If the Part has no Subparts, the list of supplementary material shall begin on the first line below the last Section listed; or
 - ii) If the Part has Subparts, the list of supplementary material shall begin one double-space below the last Section listed.
 - B) Any supplementary material contained in a Part must be placed upright on the page, must fit within the margin requirements, and must be legible. All supplementary material must be camera-ready. (See the definition of "Camera-Ready Copy" in Section 100.110 and Section 100.350)
 - C) Only the words Appendix, Exhibit, Illustration or Table may be used for supplementary material in a Part. Rules which use other words for such supplementary material will be rejected by the Code Division.
 - b) Examples of correct tables of contents appear in the Style Manual and in adopted rules appearing in the Register.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

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- a) An agency may provide for the automatic repeal of a rule (Section of a Part) by specifying in the text the date (including month, day and year) of the automatic repeal.
- 1) Such automatic repeal shall not be used to repeal or amend existing Sections on file in the Code Division, but shall be used only for new Sections in a Part or in a new Part.
- 2) Each Section of a Part which is to be automatically repealed must have the repeal date specified in the text.
- b) Pursuant to Section 5.04 of the IAPA, *not less than 30 nor more than 60 days prior to the effective date of the repeal*, the agency shall publish in the Illinois Register notice of the repeal. Such notice shall meet the requirements for Illinois Register publication specified in Section 100.220 and shall be:
- 1) for rules adopted through the regular rulemaking process as specified in Section 5.01 of the Act, as shown in 100.Appendix B, Illustration E; or
- 2) for rules adopted through the peremptory rulemaking process as specified in Section 5.03 of the Act, as shown in 100.Appendix D, Illustration D.
- c) The notice specified in subsection (b) above shall contain the full text of the affected Sections, the complete table of contents for the Part indicating which Sections are being automatically repealed by adding the word "(Repealed)" immediately after the Section headings of the affected Sections, the authority note, and the main source note for the Part including a citation to the Notice of Automatic Repeal. Each affected Section must also contain the appropriate Section source note for the citation to the Notice of Automatic Repeal.
- d) At the same time the agency submits the notice and text required by subsection (b) above, it shall also submit one (1) original and ~~three (3)~~ two (2) copies of the complete table of contents for the Part including the authority and main source notes and the necessary replacement pages for the Sections being automatically repealed. The replacement pages shall include the Code headings at the top of each page, the Section number and heading followed by the word "(Repealed)" and a Section source note to the citation for the automatic repeal.
- e) Should the agency fail to submit the notice of the repeal in the time frame specified in subsection (b) and the Act, taking into consideration the time lag between submitting the material to the Code Division for publication and the actual publication of the Illinois Register, the automatic repeal date as specified in the rule(s) is technically void and the agency will have to go through the regular rulemaking process in order to repeal the rulemaking. The 30 - 60 day period in which the notice is to be published in the Illinois Register means that it must appear in a published Register during that time period. A schedule of the current year's Register publication and deadline dates is available upon request from the Code Division.

(Source: Amended at 15 Ill. Reg. ____ effective _____)

Section 100.340 Text of the Part; Subsections

- a) The text of each Part submitted for either publication or for filing shall be single-spaced. However, a double-space shall appear between the Section number and the first line of text and may appear between the last line of one subsection and the first line of the next subsection. For rules published in the Illinois Register, the Section number and heading of the first Section being published shall appear one double-space below the main source note. For rules filed with the Code Division as adopted, the first Section shall appear on the next page following the main source note.

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- b) Subsections shall be identified as indicated in the following scheme. The proper indentation of each level of subsection, both for the labels and for the text, is also indicated.
- 1) First level of subsection: Use a), b), c), etc. Locate the label one and one-half (1 1/2) inches from left edge of page (indent 5 spaces from the margin) and locate the text two (2) inches from the left edge of the page.
- 2) Second level of subsection: Use 1), 2), 3), etc. Locate the label two (2) inches from left edge of page (indent 10 spaces from the margin) and locate the text two and one-half (2 1/2) inches from the left edge of the page.
- 3) Third level of subsection: Use A), B), C), etc. Locate the label two and one-half (2 1/2) inches from left edge of page (indent 15 spaces from the margin) and locate the text three (3) inches from the left edge of the page.
- 4) Fourth level of subsection: Use i), ii), iii), etc. Locate the label three (3) inches from left edge of page (indent 20 spaces from the margin) and locate the text three and one-half (3 1/2) inches from the left edge of the page.
- c) A single paragraph within a Section is not labeled as a subsection. An opening paragraph (prior to labeled subsections or indented items such as addresses, formulas, or definitions) is allowed but unlabeled paragraphs at the same indent level as the opening paragraph following such labeled subsections or indented items or following labeled subsections at any level are not allowed. A single complete sentence following such subsections or indented items is also not allowed but instead must be labeled as a subsection.
- d) Subsections beyond the fourth level are not allowed. Sections which contain further subsections must be divided into separate Sections.
- e) Sections which consist of definitions of various terms in alphabetical order do not need to include a subsection label for each definition, but the definitions must be indented as if they were being labeled. (For example, definitions in alphabetical order which would be labeled at the first indent level shall appear, unlabeled, with each line of text beginning two (2) inches from the left hand edge of the page.) An alphabetical arrangement without subsection labels is usually clearer and allows for the addition or deletion of terms without relabeling. Other lists within Sections (for example, a list of recommended library books) may also be arranged alphabetically without subsection labels but must be indented properly. Lists of definitions or other items, if not in alphabetical order, must be labeled.
- f) When dividing a Section into subsections, do not use an a) without a b), a 1) without a 2), etc. However, in labeling a single Appendix, Exhibit, Illustration, or Table, the label "A" shall appear.
- g) When referring to one or more subsections within the text of a subsection, the subsection label must be enclosed in parentheses.
- h) Numbered or lettered phrases within a subsection are not allowed. Such numbered phrases must be indented to the proper level and labeled appropriately.
- i) Since the codification system shall be *compatible with electronic data processing equipment and programs maintained by and for the General Assembly, and since the computer program used by the Legislative Information System cannot handle the Section symbol, subscript or superscript letters, the plus-or-minus sign, the division symbol, the delta symbol, the square root symbol, lesser than and greater than symbols, and other similar signs and symbols, these are not allowed within the text of an agency's rules*, if an agency determines that a formula containing such symbols is absolutely necessary within the text of its rules and

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cannot write the formula in words rather than in symbols, the agency shall give a camera-ready copy of the formula to the Administrative Code Division to be used to paste said into the rules for publication in the Illinois Administrative Code. If an agency determines that a sign or symbol not specified in this subsection must be included in the rule, the agency must contact the Code Division to see if it can be used prior to the agency submitting the proposed rules for Register publication.

- j) All acronyms, abbreviations, initialisms, and shortened forms which an agency wishes to use in the text of its rules must be spelled out in full the first time within each Part the reference appears with the acronym, abbreviation, initialism or shortened form placed immediately thereafter in parentheses. (A definitions Section at the beginning of each Part is preferable.) The agency may then use the acronym, abbreviation, initialism or shortened form throughout the remainder of the Part. This includes shortened forms for referring to names of Public Acts and Public Laws but does not include the list of standard abbreviations shown in subsection (k) below.
- k) Listed below are standard abbreviations and their meanings which do not have to be spelled out in full in an agency's rules as specified in subsection (j) above. If an agency wishes to use one of these abbreviations but wishes to attach a different meaning to it, it must follow the procedures outlined in subsection (j) above.

- 1) All two letter abbreviations for the 50 states as designated by the United States Postal Service are allowed;

- 2) All chemical abbreviations for the elements are allowed;

- 3) The following are allowed:

abbreviation	definition
A.C.	alternating current
a.m.	ante meridiem, morning
Ave.	Avenue
Bld.	Boulevard
Btu.	British thermal unit
C.	Centigrade, Celsius
C.D.T.	Central Daylight Time
CFR	Code of Federal Regulations
ch.	chapter (statutory citation use only)
cm.	centimeter
C.S.T.	Central Standard Time
cu.	cubic
D.C.	District of Columbia, Direct Current
Dr.	Drive
E.	East
e.g.	for example
et seq.	and those that follow
F.	Fahrenheit
FR	Federal Register
ft.	foot
ID	identification
i.e.	that is
Ill. Adm. Code	Illinois Administrative Code
Ill. Reg.	Illinois Register
Ill. Rev. Stat.	Illinois Revised Statutes
in.	inch

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IRS	Internal Revenue Service
k.	kilogram
km.	kilometer
l.	liter
lb.	pound
Ln.	Lane
mg.	milligram
ml.	milliliter
mm.	millimeter
nph	miles per hour
Mt.	Mount
N.	North
n/a	not applicable
oz.	ounce
p.	page (Register citations to Volumes 1-4 only)
par., pars.	paragraph, paragraphs (statutory citations only)
p.m.	post meridiem, afternoon
qt.	quart
Rd.	Road
S.	South
sq.	square
St.	Saint, Street
U.S.	United States
U.S.C.	United States Code
W.	West
yd.	yard

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.350 Supplementary Material

- a) Tabular materials, illustrations, diagrams, figures and other supplementary materials included in a Part should be placed at the end of the Part and labeled as Appendices, Exhibits, Illustrations or Tables. Such materials should be used only when an agency deems them absolutely necessary; rules shall be in explanatory form whenever possible. Supplementary materials included in a Part filed with the Code Unit Division shall be considered part of the rules and should be referred to within the text of the Part.
- b) Any Appendices, Exhibits, Illustrations or Tables appearing at the end of the Part shall be included in the Part's table of contents. Such supplementary materials shall be identified with capital letters and the Part number unless it is a subsection. If there is a subsection, it shall not include the Part number but shall be indented five (5) spaces below the Section; for example, Illustration-A, Appendix-A, Table-A, or Exhibit-A.
- 1) An Appendix is generally in prose format and does not contain illustrations, tables, or other diagrams or drawings. If it is necessary for an Appendix to contain illustrations, tables or other diagrams or drawings, each illustration, table or diagram shall be labeled individually and shall become subsections of the Appendix.
- 2) A Table which is small and may be easily typed on a typewriter may sometimes be contained within a Section as long as it fits within the text margins of the subsection in which it appears; in such a case, the table is not labeled but may have a heading. If the table is larger than the subsection margins allow, the Table must be placed at the end of the Part and labeled with capital letters. If the table cannot be easily typed on a typewriter, it usually cannot be entered into the LIS data base. An agency should either

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delete the table from its rule through the regular rulemaking process or must submit to the Administrative Code Division a camera-ready copy of the table which will fit, with the applicable margin requirements, on an 8 1/2 x 11 inch sheet of paper.

- 3) An Exhibit is usually a form; forms should be avoided if at all possible since they are not considered to be rules pursuant to Section 3.09 of the Act. Rather, references to the forms within the text of the Part shall be by form number or heading. If an agency adopts a form within its rules filed with the Code Division, the form will be considered as part of the rule.
- 4) An Illustration is generally a diagram or drawing. In those cases where the Illustrations cannot be entered into the LIS data base, the agency must submit to the Administrative Code Division a camera-ready copy of the Illustration; such copy must fit within the margin requirements as outlined in this Part both for filing and for Illinois Register publication. (Please refer to Sections 100.220(a)(3), and 100.500(a))
- c) A maximum of 10 Illustrations, Appendices, Tables, or Exhibits may be used in each Part unless used in combination with one another. If an Appendix, Exhibit, Illustration or Table has subsections labeled with one or more of the remaining three terms, it shall have no text of its own.
- d) Pursuant to Section 100.310(a)(3)(B), all supplementary material shall be legible even when reduced by 50% for Register publication, shall fit within the applicable margin requirements, and shall be upright on the page.
- e) Whenever an agency adopts a rule containing material which cannot be entered into the computer data base, the agency shall prepare a master original of the material (photocopies are not allowed) for the Code Division's files (exclusive of the files containing the actual rules) so that the original may be used when each edition of ~~or supplement to~~ the Code is published.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

SUBPART D: PROPOSED RULES

Section 100.400 Required Notice Periods

- a) There are two notice periods in rulemaking, pursuant to Section 5.01 of the IAPA:

- 1) *The first notice period is at least 45 days in length from the date the proposed rules appear in the Illinois Register. During this first notice period, the agency must allow interested persons who submit a request to comment during the first 14 days of the notice period reasonable opportunity to comment on the proposed rule. Request to comment may be submitted either orally or in writing at the agency's discretion. If a public hearing is to be held on the proposed rule, and notice of such does not appear on the Notice of Proposed Rules (Amendments, Repealers) for Codification published in the Register, the agency may submit a Notice of Public Hearing on Proposed Rules for Register publication. (See 100. Appendix A, Illustration E) This Notice must meet the publication requirements outlined in Section 100.220.*

- 2) *The second notice period begins on the day JCAR receives written notice from the agency and expires 45 days later unless, prior to that time, the agency and JCAR have agreed to extend the second notice period beyond 45 days for a period not to exceed an additional 45 days or the agency receives either a statement of objection from JCAR or notification that no objection will be raised. (See 1 Ill. Adm Code 220 for information on submitting rules to JCAR for the second notice period.)*

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- b) No more than one year may elapse from the date the proposed rule appeared in the Illinois Register until the date the rule is adopted or filed with the Administrative Code Division. Should more than one year elapse, such rule shall not be adopted or filed with the Administrative Code Division (See Section 5.01(d) of the Act) For example, if a proposed rule appears in the Illinois Register on March 1 of one year, it lapses on March 1 of the following year unless March 1 falls on a holiday or a weekend, in which case the lapsed time would be the following day, unless it has been adopted prior to that time.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.450 Administrative Code Division Review of Proposed Rules

- a) The Code Division staff will review all proposed rules to ensure that publication requirements as outlined in this Part have been met. If corrections are necessary, the Code Division staff will notify the agency and the proposed rules (amendments, repealer) will not be published in the Register until the material is corrected and re-submitted to the Code Division. This may mean a delay in publication for these materials. This review includes, but is not limited to, the following:

- 1) Register headings are correctly worded and spaced;
- 2) Questions required pursuant to Section 100.410(a) and 100. Appendix A, Illustration A appear in the correct order with the following questions checked for accuracy:
 - A) The heading of the Part;
 - B) The Code Citation;
 - C) Section Numbers and Proposed Action;
- 3) Appropriate source notes are included where necessary;
- 4) One original and five (5) ~~four (4)~~ copies were submitted with the original pages containing the required questions compiled with the original pages containing text and the five ~~four (4)~~ copies identically compiled;
- 5) A cover letter accompanies the material for Register publication.
- b) The Administrative Code Division will review all proposed rules for compliance with this Part during the first 45-day notice period and will send a list of comments on the codification of the proposed rules to the agency and to JCAR. This review includes, but is not limited to, the following:
 - 1) Headings in the Part's table of contents match exactly the headings in the text;
 - 2) Subsections are correctly labeled and/or indented;
 - 3) Source notes are correct;
 - 4) Titles of state Acts are correct and statutory citations and/or references to the Acts appear where necessary;
 - 5) Names of agencies are correct;
 - 6) Rules referenced properly and citations added where necessary;

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- 7) Renumbering done correctly, if applicable;
- 8) Authority notes up-to-date and in the correct format;
- 9) Typographical and other inadvertent errors noted.
- c) The Code Division shall again review the rules for codification system compliance at the end of the second review period and upon the agency's submission of the rules for adoption and Register publication pursuant to Sections 100.545 and 100.550. This review ensures that the filing, codification, and publication requirements as outlined in this Part have been met.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

SUBPART E: ADOPTED RULES

Section 100.500 Requirements for Filing

- a) All rules, amendments or repealers shall be typewritten (or produced on word processing or computer equipment) on plain 8 1/2 x 11 inch, three-hole punched loose-leaf white paper (at least 20 lb. weight), suitable for being placed in a standard loose-leaf binder for paper that size. One original and three (3) copies shall be filed. There shall be margins of one inch at the top and on each edge of the page and only one side of the paper shall be used. (See 100-Appendix B, Illustration D) The original All rules submitted shall not be supplied together.
- b) Rules to be placed on file shall be titled ILLINOIS ADMINISTRATIVE CODE preceded by the appropriate Title number, centered on a solid line exactly one inch from the top of the page. On the right hand side of the solid line shall be the appropriate Chapter number and Part or Section number. (If an agency's word processing equipment cannot fit all this on the line, the word Chapter may be abbreviated to Ch. and the word Section may be abbreviated to Sec. or the Section Symbol may be used. Agencies are urged to obtain the file copies of their rules from LIS to ensure uniformity in these regulations.)
 - 1) If the Part being filed is contained in a Title which has a Subtitle, the word SUBTITLE and its appropriate label (capital letter) shall be centered on the page on the next line immediately below the solid line.
 - 2) If the Part being filed is contained in a Chapter which has a Subchapter, the word SUBCHAPTER and its appropriate label (lower case letter) shall be located on the next line immediately under the solid line on the right hand side of the page. For codified rules being filed, each Section must begin on a new page.
- c) The Title and its heading, the Section number and its heading or the text of the Section if the Section is longer than one page shall be located at least 2 inches from the top of the page to allow for the Code heading. (See subsection (b) above)
- d) When a Section of a Part or a whole Part is repealed or renumbered so that no text remains, a replacement page must be filed: for the Section, when only one Section is involved; or for each Section, when more than one Section is involved; or for the Part, when a Part is totally repealed or renumbered. These replacement pages will carry the Code heading as specified in paragraphs (b) and (c) above as well as the following information:
 - 1) For Sections which have been repealed and no text remains:

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- A) The Section number, the heading and the word (Repealed);
- B) A Section source note containing the Register citation for the repeal.
- 2) For Sections which have been renumbered or recodified and no text remains:
 - A) The Section number, the heading and the word (Renumbered) or (Recodified);
 - B) A Section source note containing the Section number to which the Section has been renumbered or recodified and the Register citation for the action.
- 3) For Parts which have been repealed:
 - A) The Title, the Subtitle (if applicable), the Chapter, and the Subchapter (if applicable) along with their respective headings;
 - B) The Part number and its heading with the word (REPEALED);
 - C) A source note containing the Register citation for the repeal.
- 4) For Parts which have been recodified and no text remains:
 - A) The Title, the Subtitle (if applicable), the Chapter, and the Subchapter (if applicable) along with their respective headings;
 - B) The Part number and its heading with the word (RECODIFIED);
 - C) A source note containing the Register citation for the recodification action.
- e) Adopted rules filed with the Code Division shall not contain either strike-outs or underscoring.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.510 Other Documents Required for Filing Adopted Rules

- a) Each adopted rule submitted by an agency to the Code Division for filing and publication shall be accompanied by the following:
 - 1) An agency certification (See 100-Appendix B, Illustration C);
 - 2) A JCAR Certification of No Objection issued on the rules, or, if JCAR has issued an objection, the agency's response to such objection (See Section 100.440 and 100-Appendix A, Illustration C) and the JCAR certification that the agency has responded to the objection unless the rules are statutorily exempt from JCAR review;
 - 3) A cover letter (See Section 100.225); and
 - 4) A copy of the JCAR approval of incorporations by reference pursuant to Section 6.02(b) of the Act, if applicable.
- 2) A copy of the JCAR agreement letter issued on the rulemaking resulting from the meeting between JCAR and the agency.

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b) In the event JCAR does not issue either a Certification of No Objection or a Statement of Objection and the agency and JCAR have not agreed to an extension of the review period, the agency may submit the rules for adoption after the expiration of the 45-day second notice period without the information required in subsection (a)(2) above. However, this must be stated on the cover letter so that the Code Division will not reject the rules on this technicality.

c) The Code Division does not issue its Certificate of Review and Approval until the rules submitted meet the codification, filing and Register publication requirements outlined in this Part. This Certificate is filed with the rules, amendments or repealer and, unless the agency specifically requests a copy, the Code Division will not issue a copy to the agency since the fact that the rules have been filed is indicative that the Certificate has been issued.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.545 Code Division Review of Adopted Rules

The Administrative Code Division staff will review all adopted rules, amendments or repeals repealers for publication, filing, and codification requirements upon the agency's submission of the material to the Code Division following the end of the second notice period.

a) The Register version will be checked for compliance with this Part including, but not limited to, the following items:

- 1) Register headings contain the correct wording and spacing;
- 2) All the questions required by Section 100.530(a) and 100.Appendix B, Illustration A appear in the correct order and, for the following questions, all responses are correct:
 - A) Heading of the Part;
 - B) Code Citation;
 - C) Sections Numbers and Proposed Action;
 - D) Effective date. (No rules filed with the Code Division can be retroactively effective.)
- 3) The text begins on the proper page and is in the proper order;
- 4) The changes requested by the Code Division during the first notice period have been made;
- 5) The rules (amendments, repeals repealers)
 - A) are labeled correctly;
 - B) Sections and subsections are indented properly and margin requirements are met;
 - C) Contain headings which match exactly in the Part's table of contents and the text;
 - D) References to state Acts contain the correct title and that statutory citations appear where necessary;
 - E) Agencies and their rules are correctly listed and/or cited;

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F) Source and authority notes are correct and updated.

6) One original and ~~five~~(~~5~~) four (4) copies are submitted and correctly compiled with all pages of the Notice in the right order and with the pages containing the required questions and agency responses preceding the pages of text.

b) The file version will be checked for compliance with this Part including, but not limited to, the following items:

- 1) The correct Code headings appear at the top of each page;
- 2) Each Section begins on a new page;
- 3) The changes requested by the Code Division during the first notice period have been made;
- 4) The rules (amendments, repeals repealers)
 - A) are labeled correctly;
 - B) Sections and subsections are indented properly and margin requirements are met;
 - C) Contain headings which match exactly in the Part's table of contents and the text;
 - D) References to state Acts contain the correct title and that statutory citations appear where necessary;
 - E) Agencies and their rules are correctly listed and/or cited;
 - F) Source and authority notes are correct and updated.
- 5) One original and ~~three~~(~~3~~) two (2) copies are submitted and correctly compiled with the original of the agency certification attached to the original of the text and the copies of the agency certification are attached to each copy of the text;
- 6) The original and three two copies are all three-hole punched and printed on one side of the page;
- 7) The original is camera-ready;
- 8) Separate camera-ready originals of any tables, exhibits, illustrations, etc. which cannot be entered into the computer data base are submitted. These originals shall not be three-hole punched.
- c) The entire rulemaking package will be checked to ensure that the following items are included:
 - 1) The JCAR Certification of No Objection is attached or, if JCAR has issued an objection, the agency's response to the objection is included and in proper format pursuant to this Part;
 - 2) The JCAR approval form for any incorporations by reference is attached, if applicable;
 - 3) A copy of the JCAR amendment letter issued on the rulemaking resulting from the meeting between JCAR and the agency.
- 4 3) The cover letter specifying describing the material being submitted.

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(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.550 Certificate of Review and Approval

- a) Following the expiration of the second notice period, the agency shall resubmit a copy of both the Register and file copies of the final version of the rule for review by the Administrative Code Division at least five (5) working days prior to the date the agency either wishes to adopt the rule, amendment or repealer or submit it for Register publication in order to allow the Code Division staff adequate time to review the material to be adopted for codification system compliance and for filing and publication requirements pursuant to Section 100.545 and time for the agency to make any necessary corrections. The Code Division will issue its Certificate of Review and Approval (100 Appendix E, Illustration C) after this second review when the material to be adopted meets the codification, filing and Register publication requirements as outlined in this Part.

- b) The agency shall, prior to submitting adopted rules for this final review prior to adoption, check the text of the rules or amendments to ensure that all agreements for changes the agency made with ICAR have been made. If the agency determines that all changes agreed upon pursuant to the ICAR agreement letter have been made, it shall so specify on the Notice of Adopted Rules (Amendments, Repealer). While a copy of the agreement letter issued by ICAR is usually sent to the Code Division, the Code Division staff:

- 1) does not see the text of the rules or amendments as they are submitted for second notice to ICAR — and therefore does not see changes made to the rules or amendments during the first notice period, — including but not limited to, numbering changes; and
- 2) is not sufficient to be able to check these agreements closely in all instances, particularly if the list of agreements is lengthy or the agreement letter is not received.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

SUBPART F: EMERGENCY RULES**Section 100.640 Effectiveness**

- a) Pursuant to Section 5.02 of the IAPA, an emergency rule may be in effect for not longer than 150 days. No emergency rule may be adopted more than once in any 24-month period except as noted in Section 5.02 of the Act.
- 1) If the agency involved does not adopt, amend, or repeal, as the case may be, the rule through the regular rulemaking process during the 150-day period, the rule shall automatically expire at the end of the period.
 - 2) If the agency adopts the rule through the regular rulemaking process prior to the expiration of the 150-day period, the regularly adopted rule will automatically replace the emergency rule in the official files of current rules in the Administrative Code Division.
 - 3) If the emergency is due to expire before the expiration of the 150-day period (other than by means of adopting the rule through the regular rulemaking process), the date on which the emergency rule is to expire shall be shown on the Notice of Emergency Rules (Amendments, Repealer).
- b) In the event an emergency rule expires without the rule being adopted through the regular rulemaking process, the Administrative Code Division will replace the expired emergency Sections with the original text of the affected Sections in effect prior to the emergency. (Pursuant to the IAPA, emergency rules, amendments or

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repealers are temporary rules and therefore when they expire without being adopted through the regular rulemaking process, the text reverts to the language on file and in effect prior to the emergency. To rescind the emergency rule, amendment, or repealer without reverting to the language on file and in effect prior to the emergency would involve rulemaking changes not allowable pursuant to the IAPA.) In addition, the Administrative Code Division will request that the agency involved submit a new table of contents page(s) for filing with the Code Division. The new table of contents shall not contain the word EMERGENCY under the Section numbers unless another emergency rule is still in effect on that Part. It shall include an updated main source note entry indicating the emergency expiration date immediately following the emergency affected, which the table of contents accompanying the rule prior to the emergency does not contain.

- c) If the expiration involves a new Section, a new table of contents will be required with (emergency expired) noted next to the Section heading(s) involved; an entry following the emergency action noting the emergency expiration date in the main source notes; and a replacement page for the Section showing the Section heading(s) followed by (emergency expired) and the Section source note reflecting the emergency action followed by the emergency expiration date.
- d) If the expiration involves a new Part, a replacement page will be required for filing with the proper headings and a source note indicating the emergency action involved and the emergency expiration date.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.660 Certificate of Review and Approval

Emergency rules should be submitted to the Code Division for review five (5) working days prior to the date on which the agency wishes the emergency to take effect. This will give the Code Division staff adequate time to review the rule and the agency adequate time to make any necessary changes in order to ensure that the rule meets the codification, filing, and publication requirements set forth in this Part. Because of time limitations, it may be necessary for an agency to submit an emergency rule for filing and publication which has not been reviewed for codification system compliance by the Administrative Code Division. In such cases, the emergency rule may be filed and published without the Certificate of Review and Approval provided it meets the filing and publication requirements of this Part. If the filing and/or publication requirements as outlined in this Part have not been met, the material cannot take effect until the appropriate corrections have been made and the material has been re-submitted to the Code Division. The Administrative Code Division will review the rule as quickly as possible following its filing and, should changes in the codification of the rule be necessary, will request the corrected pages from the agency and, as soon as the corrected pages have been received and approved, will publish a Notice of Codification Changes (see Section 100.150) in the next available issue of the Register. These codification changes shall affect neither the validity of the rule nor its effective date. When the Part meets the codification requirements outlined in this Part, the Code Division will issue its Certificate of Review and Approval. Please refer to Sections 100.450 and 100.550 for further information about the Certificate of Review and Approval (100 Appendix E, Illustration C).

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.670 Modification of an Emergency Rule

- a) To modify an emergency rule in response to an objection issued by ICAR, the agency must submit to the Code Division one original and five (5) copies of a Notice of Modification of Emergency Rules (Amendments, Repealer) in Response to a ICAR Objection which indicates the following:
- 1) The heading of the Part;

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- 2) The Code citation;
- 3) Section numbers;
- 4) Illinois Register citation to the Notice of Emergency Rules (Amendments, Repealer);
- 5) Illinois Register citation to the JCAR Statement of Objection;
- 6) The effective date of the emergency rulemaking;
- 7) The date the modified rules were filed in the Code Division;
- 8) The specific modifications being made; and
- 9) The full text of the Sections being modified showing by strike-outs and underscoring the changes being made.

b) The format for this Notice is shown in 100 Appendix C, Illustration D.

c) The agency shall also submit one original and three two (2) copies of the modified Sections for filing including the Part's table of contents and all affected Sections.

d) A cover letter and agency certification must also accompany the materials listed above.

e) These modifications do not extend the original 150 day time limit of the emergency rulemaking.

f) The modified rules (amendments, repealer) must also meet all the codification, filing, and publication requirements as outlined in this Part prior to the Code Division's filing and publishing the Notice of Modification to Emergency Rules (Amendments, Repealer).

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.680 Repeal of an Emergency Rule

If an emergency rule must be repealed before the end of the 150 day period (other than by means of a specified expiration date specified on the original Notice of Emergency Rules (Amendments, Repealer)), the repeal must be an emergency repeal even if done in response to a JCAR objection. Any rules which have been adopted and filed in the Code Division may not simply be withdrawn.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

SUBPART G: PEREMPTORY RULES

Section 100.735 Code Division Review of Peremptory Rules

The Administrative Code Division will review emergency peremptory rules (amendments, repealer) in accordance with the specifications listed in Section 100.545.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.740 Certificate of Review and Approval

SECRETARY OF STATE

NOTICE OF PROPOSED AMENDMENTS

Agencies should submit peremptory rules to the Code Division for review at least five (5) working days before the agency wishes the rules to become effective. This will allow the Code Division staff adequate time to review the rules and the agency adequate time to make any necessary corrections in order to ensure that the rule complies with the codification, filing, and publishing requirements as outlined in this Part. Because of time limitations, a peremptory rule may be submitted with this five (5) day review period and will be filed and published without the Certificate of Review and Approval provided it complies with the filing and publication requirements outlined in this Part. If the material being submitted does not meet the filing and/or publication requirements as outlined in this Part, the material will be returned to the agency for corrections prior to being accepted for filing and publication. The Code Division will review the rule as quickly as possible following its filing and, if changes in the codification of the rule are necessary, will request corrected pages from the agency and will publish, as soon as the corrected pages have been received and approved, a Notice of Codification Changes in the next available issue of the Illinois Register. Such changes will not affect the validity of the rule or its effective date. When the Part meets the codification requirements outlined in this Part, the Code Division will issue its Certificate of Review and Approval. For further information concerning the Notice of Codification Changes, please refer to Section 100.150. For further information concerning the Certificate of Review and Approval, please refer to Sections 100.450 and 100.550.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

SUBPART I: PROHIBITED FILING

Section 100.900 Certified Statements from Joint Committee on Administrative Rules

If JCAR prohibits the filing of a proposed rule or the effectiveness of an emergency or peremptory rule, pursuant to Sections 7.06a and 7.07a of the Act (Ill. Rev. Stat. 1985 1989, ch. 127, pars 1007.06a and 1007.07a), it shall submit a certified statement prohibiting the rulemaking to the Administrative Code Division. The certified Statement shall be in accordance with Illinois Register publication requirements as outlined in Section 100.220 of this Part.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

SUBPART J: PUBLIC INSPECTION AND COPYING

Section 100.1010 Photocopies and Fees

The Administrative Code Division shall provide a copy of any rule, including a certification thereof when requested, to the public upon request, either in person or in writing, such copies being subject to fees according to Ill. Rev. Stat. 1985 1989, ch. 53, par. 24. ~~All copying of rules in subject to the Code Division's staff time and the amount of copying supplies on hand.~~

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.1020 Illinois Administrative Code

The Illinois Administrative Code provides public access to all the rules of the state's agencies as those rules are on file and in effect on the date specified on the cover of each edition, or supplement and maintained in the computers of the Legislative Information System. The Administrative Code Division will publish an annual supplement to the Code, in the years in which the entire Code is not published. The Illinois Register serves as the update to the Illinois Administrative Code, and its supplements during each calendar year.

SUBPART L: ILLINOIS ADMINISTRATIVE CODE

Section 100.1100 Recodification of Rules

NOTICE OF PROPOSED AMENDMENTS

When an agency or Administrative Code Division determines that, for public information and understanding or for better coordination of its rules, reclassification is necessary, it shall follow the procedures as outlined in Section 100.1110. Parts or Sections thereof shall be reclassified when:

- a) an entire Part is being renumbered;
- b) more than two Sections of a Part are being renumbered;
- c) one or more Sections are being split into two or more Sections;
- d) two or more Sections are being combined into one Section;
- e) one or more Sections of a Part are being renumbered so that the numerical list of the Sections and/or alphabetical list of the Subparts in which they appear falls out of order;
- f) Subparts are being changed;
- g) Chapter numbers and/or headings are being changed;
- h) Subchapter labels or headings are being changed;
- i) Title numbers or headings are being changed;
- j) Subtitle labels or headings are being changed.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.1150 Regulatory Agendas

Pursuant to Section 5a of the IAPA (Ill. Rev. Stat. 1985 1989, ch. 127, par. 1005a), an agency may submit for publication in the Illinois Register a regulatory agenda to elicit public comments concerning any rule which the agency is considering proposing but for which no notice of proposed rulemaking activity has been submitted to the Illinois Register. The format for a regulatory agenda appears in 100 Appendix E, Illustration F. All regulatory agendas submitted to the Administrative Code Division shall meet the requirements for Register publication as outlined in this Part.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.1200 Availability

- a) Each state agency having rules on file in the Office of the Secretary of State, Administrative Code Division, the constitutional officers, and members of the Illinois General Assembly shall receive, upon request, one complete set of the Illinois Administrative Code free of charge. Requests for such free sets must be received in writing by the Administrative Code Division ~~by the close of work (4:30 p.m.) on April 1, 1986.~~ The Illinois State Library will receive forty (40) sets for the depository library program. Any additional sets desired by an agency must be purchased.
- b) All other persons, businesses, and organizations wishing to purchase sets of the Illinois Administrative Code may purchase them at the fee specified in Section 100.1210.
- c) All orders will be filled on a first-come, first-served basis.

NOTICE OF PROPOSED AMENDMENTS

- d) All requests for purchase must follow the procedures specified in Section 100.1210.
- e) ~~The price of the Illinois Administrative Code does not include any subsequent supplements.~~
- f) ~~Due to the size of the Illinois Administrative Code, it must be printed in several volumes which usually contain several Titles but in some instances may contain only partial Titles due to page limitations.~~
- g) ~~Request for individual volumes of the Illinois Administrative Code will be honored after May 1, 1986, as supplies permit, for the fee as specified in Section 100.1210.~~

(Source: Amended at 15 Ill. Reg. _____, effective _____)

Section 100.1210 Fees

- a) The Illinois Administrative Code is available at a fee of \$200.00 per set. Fees charged by from the Administrative Code Division for the Illinois Administrative Code which shall covers publication and mailing costs, as specified in Section 7(f) of the IAPA and shall be as follows:
 - 1) One complete set of the Illinois Administrative Code: \$210.00
 - 2) Any one volume of the Illinois Administrative Code: \$25.00
- b) All requests for complete sets of the Illinois Administrative Code or for one or more volumes must be in writing and accompanied by a check or money order made payable to SECRETARY OF STATE. Cash will not be accepted; payment shall be in advance.
- c) Requests for complete sets ~~and/or individual volumes~~ of the Illinois Administrative Code will be honored on a first-come, first served basis until supplies are depleted.

(Source: Amended at 15 Ill. Reg. _____, effective _____)

1) The Heading of the Part: State Vehicles and Garage

2) Code Citation: 44 Ill. Adm. Code 5040

3) Section Number: Adopted Action:

5040.110	Amendment
5040.350	Amendment

4) Statutory Authority: Implementing Sections 67.15 and 67.22 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, pars. 63b13.15 and 63b13.22)

5) Effective Date of Amendments: May 7, 1991

6) Does this rulemaking contain an automatic repeal date? No.

7) Do these Amendments contain incorporations by reference? No.

8) Date Filed in Agency's Principal Office: May 7, 1991

9) Notice of Proposal Published in Illinois Register: October 26, 1990, 14 Ill. Reg. 17403

10) Has JCAR issued a Statement of Objections to these Amendments? No.

11) Differences between proposal and final version:

Subsection 5040.350(c)(1). Mileage reimbursement was changed from \$.24 per mile for each mile or fractional mile of personal use to the amount which the State reimburses employees for official travel (See 80 Ill. Adm. Code 3000.300(f)(2)).

Subsection 5040.350(c)(3). Language was added to include factors which would mitigate against discipline. Subsections 5040.350(c)(3)(A), (B), (C) and (D) were added to set out these factors.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

13) Will these Amendments replace an emergency rule currently in effect? No.

14) Are there any amendments pending on this Part? No.

15) Summary and Purpose of Amendments:

The Department amended these sections to clearly state that State vehicles are to be used for State purposes and to set forth the disciplinary and

remedial actions which may occur in cases where a State vehicle is used for personal use.

16) Information and questions regarding these adopted amendments shall be directed to:

Stephen W. Seiple
720 Stratton Office Building
Springfield, IL 62706
(217)782-9669

The full text of the Adopted Amendments begins on the next page.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

TITLE 44: GOVERNMENT CONTRACTS, PROCUREMENT AND

PROPERTY MANAGEMENT

SUBTITLE D: PROPERTY MANAGEMENT

CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 5040

STATE VEHICLES AND GARAGE

SUBPART A: GENERAL

Section
5040.100
5040.110
5040.120
5040.130

Authority
Policy
Applicability
Definitions

SUBPART B: ACQUISITION

Section
5040.200
5040.210
5040.220
5040.230
5040.240
5040.250
5040.260
5040.270

Acquisition of Vehicles
Fuel Economy Standards
Availability of Vehicles
Agency Purchase
Motor Pool Lease or Rental
Private Firm Lease or Rental
Use of Personal Vehicles on State Business
Requests for Acquisition of Vehicles

SUBPART C: USE OF VEHICLES

Section
5040.300
5040.310
5040.320
5040.330
5040.340
5040.350
5040.360
5040.370
5040.380

Use of Vehicles
Title and Registration
License Plates
Identification of Vehicles
Assignment to Individuals
Off-Duty Usage and Personal Use
Use and Condition Review
Exceptions to Use Rules
Motor Pool

SUBPART D: MAINTENANCE

Section
5040.400
5040.410
5040.420
5040.430

Maintenance of Vehicles
Scheduled Inspection and Maintenance
DCMS Garages
Warranty Work

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

SUBPART E: MISCELLANEOUS

Section
5040.500
5040.510
5040.520
5040.530
5040.540
5040.550
5040.560
5040.570
5040.580
5040.590
5040.600
5040.610
5040.620
5040.630
5040.700

Driver Requirements
Insurance
Accidents Report Procedures
Tickets
Credit Card
Gasoline Purchase
Charges
Payment of Charges
Credits
Cost Information (Repealed)
Designation of Vehicle Coordinator
DCMS Annual Statement
Required Forms and Information
Agency Signature Authority
Rate Schedule

AUTHORITY: Implementing Sections 67.15, 67.16 and 67.22 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, pars. 63b13.15, 63b13.16 and 63b13.22); Sections 1 and 2 of "AN ACT to require state agencies and state colleges and universities to purchase or lease passenger automobiles complying with minimum gas mileage standards" (Ill. Rev. Stat. 1989, ch. 127, pars. 132.501 and 132.502) and Sections 1 and 2 of "AN ACT relating to identification and use of motor vehicles of the State" (Ill. Rev. Stat. 1989, ch. 127, pars. 133e1 and 133e2) and authorized by Section 67.15 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 63b13.15).

SOURCE: Adopted at 4 Ill. Reg. 28, p. 173, effective July 1, 1980; amended at 4 Ill. Reg. 30, p. 1225, effective July 1, 1980, by the Department of Administrative Services; transferred to the Department of Central Management Services by Executive Order 82-1, effective July 1, 1982; amended at 7 Ill. Reg. 2483, effective March 1, 1983; codified at 8 Ill. Reg. 8180; amended at 9 Ill. Reg. 13720, effective August 21, 1985; amended at 13 Ill. Reg. 13829, effective August 22, 1989; amended at 15 Ill. Reg. 7553, effective May 7, 1991.

Section 5040.110 Policy

The Department of Central Management Services (DCMS) shall be responsible for the proper operation of the State garages and for ensuring that vehicles necessary for the operation of State government are acquired, maintained and used in the most efficient and least costly manner than comports with the State's needs. State vehicles shall only be used for the performance of State duties and purposes incident to the performance of such duties.

(Source: Amended at 15 Ill. Reg. 7553, effective May 7, 1991)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Section 5040.350 Off-Duty Usage and Personal Use

- a) Any State-owned vehicle not assigned to a specific employee shall not be used for the transportation of the State employee between that employee's office and the employee's home, unless one or more of the following conditions are met:

- 1) When the employee using the vehicle has a travel assignment that begins or ends at the employee's home.
- 2) When the employee using the vehicle must begin or end a travel assignment outside normal State working hours.
- 3) When it is in the best interest of the State and approved by the employee's agency head.

- b) State-owned vehicles, assigned or non-assigned, shall not be used for transportation to restaurants, shopping centers, etc., unless the transportation is related to the performance of State duties, or otherwise incident to the employee's duties.

- c) Any employee who utilizes a state vehicle for personal use:

- 1) shall pay to the State for each mile or fractional mile of personal use the amount which the State reimburses employees for official travel (See 80 Ill. Adm. Code 3000.300(f)(2));

- 2) does so solely at the risk of the employee and any personal injury or property damage to the employee, to state property, or to the person or property of others is the personal responsibility of the employee;

- 3) may be subject to disciplinary action up to and including discharge. Factors which would mitigate against discipline include:

- A) the personal use was unavoidable, due to an emergency;
- B) the personal use was of a brief duration and incident to the employee's duties;
- C) the personal use was for a purpose that could not have been accomplished outside normal business hours;
- D) the personal use did not result in the employee's departure from the route that would otherwise have been taken to perform business duties.

(Source: Amended at 15 Ill. Reg. 7553, effective May 7, 1991)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED RULES

- 1) The Heading of the Part: Rural Diversification Act Program

- 2) Code Citation: 14 Ill. Adm. Code 640

- 3) Section Numbers: Adopted Action:

640.5	New Section
640.10	New Section
640.20	New Section
640.30	New Section
640.40	New Section
640.50	New Section
640.60	New Section
640.70	New Section
640.80	New Section
640.90	New Section
640.100	New Section
640.110	New Section
640.120	New Section
640.130	New Section
640.140	New Section
640.150	New Section
640.160	New Section
640.170	New Section
640.180	New Section
640.190	New Section
640.200	New Section
640.210	New Section
640.220	New Section
640.230	New Section
640.240	New Section
640.250	New Section
640.260	New Section
640.270	New Section
640.280	New Section
640.290	New Section
640.300	New Section
640.310	New Section
640.320	New Section
640.330	New Section
640.340	New Section
640.350	New Section

- 4) Statutory Authority: Implementing and authorized by The Rural Diversification Act (Ill. Rev. Stat. 1989, ch. 5, pars. 2251 et seq.).

- 5) Effective Date of Rules: May 7, 1991

- 6) Does this rulemaking contain an automatic repeal date? No.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED RULES

- 7) Do these rules contain incorporations by reference? Yes, under Section 6.02(a) of the Illinois Administrative Procedure Act.
- 8) Date Filed in Agency's Principal Office: May 1, 1991.
- 9) Notice of Proposal Published in Illinois Register: August 24, 1990, 14 Ill. Reg. 13391.
- 10) Has JCAR issued a Statement of Objections to these rules? No.
- 11) Differences between proposal and final version:
 Changed the main source note and Section source notes to read "15 Ill. Reg." instead of "14 Ill. Reg."
 Throughout the rulemaking, capitalized the "T" in "The Rural Diversification Act".
 Added a new Section 640.5 to the rulemaking entitled "Incorporation by Reference" which reads: "Any incorporation by reference in this Part of standards of a nationally recognized organization or association includes no new amendments or editions after the date specified."
 Section 640.20
 Placed all terms being defined in quotes.
 Section 640.40
 Inserted a closing parenthesis in subsection(a)(2), line 5, after "1202)".
 Section 640.60
 In line 1 of subsection(a), hyphenated "State recognized".
 In line 2 of subsection(b), replaced "a regular" with "an ongoing".
 Section 640.70
 In line 2 of subsection(b), capitalized the word "state".
 In line 2 of subsection(d)(2), inserted a comma after "agreement".
 In line 2 of subsection(e)(2), inserted "the" before "company's".
 Section 640.90
 In lines 3 and 4 of subsection(b)(1), replaced "in a timely manner" with "within the applicable program(s)" specified time frames(s)".
 In line 6 of subsection(b)(1) and line 1 of subsection(b)(3), capitalized the word "state".
 In line 5 of subsection(d), hyphenated "three year" and in line 6

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED RULES

- hyphenated "one year".
 In line 9 of subsection(d), replaced "1988" with "1990".
 In line 3 of subsection(d)(1), substituted "that" for "the" before "days receivable".
 In line 2 of subsection(d)(2), hyphenated "debt to equity".
 Replaced the semicolon at the end of subsection(d)(5) with a period.
 Section 640.100
 In the first line of subsection(d), inserted a space after "(iii)".
 Section 640.110
 In lines 2 and 3 of subsection(a), capitalized the word "state".
 In line 6 of subsection(e), capitalized the word "state's".
 Section 640.120
 Capitalized the word "department" in line 2 of subsection(b)(1).
 In the last line of subsection(b)(1), hyphenated "project eligible".
 In line 1 of subsection(b)(2), hyphenated "project related".
 In subsection(b)(5), hyphenated "Project related" in line 1 and capitalized "state" in line 2.
 Section 640.130
 Capitalized the word "state" in line 2 of subsection(a).
 Inserted a closing parenthesis after "(1984)" in line 3 of subsection(b).
 In line 5 of subsection(c), deleted the comma following "Act".
 Deleted ", and the Equal Employment Opportunity Clause promulgated pursuant thereto" from the end of subsection(c).
 In line 7 of subsection(e), replaced "of" with "or".
 Section 640.140
 Changed "if" to "of" in line 4 of subsection(a).
 Section 640.150
 Changed the semicolon at the end of subsection(f) to a period.
 Section 640.160

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED RULES

Capitalized "department" in line 3.

Section 640.170

In line 3 of subsection(c), inserted ", and" after "available".

Deleted "chattel," from line 3 of subsection(e).

Section 640.180

Added the following sentence to the end of subsection(a): "The AICPA is located at 1211 Avenue of the Americas, New York, New York, 10036-8775."

Section 640.190

In line 5 of subsection(a), inserted a space before "5500".

Section 640.200

In subsection(a)(7), changed "Judgements" to "Judgments".

Changed the label for subsection "(a)(8)" to "(b)".

Section 640.210

Hyphenated "not for profit" in lines 2 and 3.

Section 640.220

Placed all terms being defined in quotes.

In line 2 of the definition of "Act", deleted the comma.

In lines 1 and 2 of the definition of "Financing", hyphenated "not for profit".

Section 640.230

In line 2, replaced the "and" following "counties" with a comma and inserted "from" before "officials".

In lines 2 and 3, hyphenated "not for profit".

Section 640.250

Hyphenated "project related" in line 3.

Section 640.260

In line 4 of subsection(a), replaced "state" with "State-".

In line 3 of subsection(b), replaced "state" with "State-".

Section 640.280

In subsection(b)(1), deleted "entities serving an eligible area".

Added "the" to the beginning of subsection(d)(3).

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED RULES

Section 640.290

In line 1 of subsection(d)(2), changed "capability to comply" to "its capability of complying".

Section 640.310

The last sentence of subsection(b) has been rewritten to read: "Funds derived from other departmental programs will be considered as matching funds if they are:

- 1) verifiable from the applicant's records, and
- 2) utilized or expended after the Department commitment during the period of the project, and
- 3) clearly identified in the project's scope of work and related to the accomplishment of the project objective.

Section 640.320

In line 3 of subsection(a) and line 2 of subsection(e), capitalized "state".

Section 640.330

In line 2 of subsection(a), capitalized "state".

In line 3 of subsection(b), inserted a closing parenthesis after "(1984)".

In line 7 of subsection(d), changed "of" to "or".

Added the cite "(Ill. Rev. Stat. 1989, ch. 38, par. 1-1 et seq.)" to the end of subsection(g).

Section 640.340

In line 3 of subsection(i), placed a comma after "credentials".

Section 640.350

In line 6 of subsection(a)(1), inserted "(Ill. Rev. Stat. 1989, ch. 127, pars. 2301 et seq.)" after "Illinois Grant Funds Recovery Act".

In line 3 subsection(a)(3), changed "Grant" to "grant".

In line 4 of subsection(d)(1), capitalized "state".

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

13) Will these rules replace emergency rules currently in effect? No.

14) Are there any amendments pending on this Part? No.

15) Summary and Purpose of Rules: Through the Rural Diversification Program, the Department of Commerce and Community Affairs (the

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED RULES

Department) will provide direct loans at market or below market rate interest to rural businesses or agribusinesses (in accordance with Subpart A) and provide research and technical assistance grants to local governments, or other nonprofits (in accordance with Subpart B) for the purpose of rural economic diversification and the creation and retention of jobs. These rules detail provisions which govern the Department's administration of the program. Specifically, both subparts provide information regarding program purpose, eligible applicants, fund availability, submission deadlines, application packages, review of applications, funding limitations, required applicant certifications, selection for financing, administrative requirements, and audits. Additionally, the loan program rules address eligible projects, eligible uses of loans, the loan agreement, loan terms, loan security, maintenance and insurance of property, and events of default. The grant program rules also address eligible program activities and program costs; waivers; and modification, breach and termination of grants.

- 16) Information and questions regarding these adopted rules shall be directed to:

Mr. John D. Taylor, Deputy Director
Department of Commerce and Community Affairs
Bureau of Program Administration
620 East Adams Street, 5th floor
Springfield, Illinois 62701
(217) 782-6136

The full text of the Adopted Rules begins on the next page:

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED RULES

TITLE 14: COMMERCE

SUBTITLE C: ECONOMIC DEVELOPMENT

CHAPTER I: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

PART 640

RURAL DIVERSIFICATION ACT PROGRAM

SUBPART A: RURAL DIVERSIFICATION LOAN PROGRAM

Section	
640.5	Incorporation by Reference
640.10	Purpose of Loan Program
640.20	Definitions
640.30	Eligible Projects
640.40	Eligible Applicants
640.50	Eligible Uses of Loan
640.60	Fund Availability and Submission Deadlines
640.70	Loan Application Package
640.80	Committee Review of Loan Applications
640.90	Department Technical Review
640.100	Selection for Financing
640.110	Loan Funding Limitations
640.120	Allowable Leverage
640.130	Applicant Certifications
640.140	Loan Terms
640.150	Loan Agreement
640.160	Loan Security
640.170	Maintenance and Insurance of Property
640.180	Administrative Requirements
640.190	Audits
640.200	Events of Default

SUBPART B: RURAL DIVERSIFICATION GRANT PROGRAM

640.210	Purpose of Grant Program
640.220	Definitions
640.230	Eligible Applicants
640.240	Eligible Program Activities
640.250	Eligible Program Costs
640.260	Fund Availability and Submission Deadlines
640.270	Grant Application Package
640.280	Review of Grant Applications
640.290	Rural Diversification Review Committee
640.300	Selection for Financing
640.310	Grant Limitations
640.320	Waivers
640.330	Applicant Certifications
640.340	Administrative Standards for Grant Recipients

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NOTICE OF ADOPTED RULES

640.450 Modification, Breach and Termination of Grants

AUTHORITY: Implementing and authorized by the Rural Diversification Act (Ill. Rev. Stat. 1989, ch. 5, pars. 2251 et seq.).

SOURCE: Adopted at 15 Ill. Reg. 7558, effective May 7, 1991.

NOTE: Capitalization denotes statutory language.

SUBPART A: RURAL DIVERSIFICATION LOAN PROGRAM

Section 640.5 Incorporation by Reference

Any incorporation by reference in this Part of standards of a nationally recognized organization or association includes no new amendments or editions after the date specified.

Section 640.10 Purpose of Loan Program

Through the Rural Diversification Loan Program, the Department of Commerce and Community Affairs will provide direct loans at market or below market rate interest to rural businesses or agribusinesses for the purpose of rural economic diversification, and the creation and retention of jobs.

Section 640.20 Definitions

"Act" - The Rural Diversification Act (Ill. Rev. Stat. 1989, ch. 5, pars. 2251 et seq.).

"Application" - A request for program funds, including the required statistical and narrative information and attachments.

"Department" - The Illinois Department of Commerce and Community Affairs.

"Financing" - Direct loans at market or below market rate interest provided to or on behalf of rural businesses or agribusinesses for purposes of rural diversification.

"Program" - The Rural Diversification Loan Program.

"Recipient" - Any eligible applicant receiving funds under this program.

Section 640.30 Eligible Projects

Loan proceeds shall be used to support rural diversification projects or agricultural diversification projects.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED RULES

a) "RURAL DIVERSIFICATION PROJECT" means A SPECIFIC ACTIVITY UNDERTAKEN TO PROMOTE:

- 1) THE IMPROVEMENT AND EXPANSION OF BUSINESS AND INDUSTRY IN RURAL AREAS;
- 2) CREATION OF ENTREPRENEURIAL AND SELF-EMPLOYMENT BUSINESSES;
- 3) INDUSTRY OR REGION WIDE RESEARCH DIRECTED TO PROFIT ORIENTED USES OF RURAL RESOURCES, AND
- 4) VALUE ADDED AGRICULTURAL SUPPLY, PRODUCTION PROCESSING OR REPROCESSING FACILITIES OR OPERATIONS AND SHALL INCLUDE BUT NOT BE LIMITED TO AGRICULTURAL DIVERSIFICATION PROJECTS (Section 3(d) of the Act).

b) "AGRICULTURAL DIVERSIFICATION PROJECT" means A SPECIFIC ACTIVITY UNDERTAKEN TO PROMOTE DIVERSIFICATION OF THE FARM ECONOMY OF THIS STATE THROUGH

- 1) PROFIT ORIENTED NONPRODUCTION USES OF ILLINOIS LAND RESOURCES;
- 2) GROWTH AND DEVELOPMENT OF NEW CROPS OR LIVESTOCK NOT CUSTOMARILY GROWN OR PRODUCED IN THIS STATE; "NEW CROPS OR LIVESTOCK NOT CUSTOMARILY GROWN OR PRODUCED IN THIS STATE" DOES NOT INCLUDE CORN, SOYBEANS, WHEAT, SWINE, OR BEEF OR DAIRY CATTLE; OR
- 3) DEVELOPMENTS WHICH EMPHASIZE A VERTICAL INTEGRATION OF GRAIN OR LIVESTOCK PRODUCED OR RAISED IN THIS STATE INTO A FINISHED PRODUCT FOR CONSUMPTION OR USE. "VERTICAL INTEGRATION OF GRAIN OR LIVESTOCK PRODUCED OR RAISED IN THIS STATE" INCLUDES ANY NEW OR EXISTING GRAIN OR LIVESTOCK GROWN OR PRODUCED IN THIS STATE (Section 3(f) of the Act).

Section 640.40 Eligible Applicants

Any Rural Business or Agribusiness operating in Illinois may make application for financial assistance under the Rural Diversification Loan program. Personal service businesses are not eligible to receive funding.

a) AGRIBUSINESS - ANY SOLE PROPRIETORSHIP, LIMITED PARTNERSHIP, CO-PARTNERSHIP, JOINT VENTURE, CORPORATION, OR COOPERATIVE WHICH OPERATES OR WILL OPERATE A FACILITY LOCATED WITHIN THE STATE OF ILLINOIS THAT IS RELATED TO THE:

- 1) PROCESSING OF AGRICULTURAL COMMODITIES OR

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- 2) THE MANUFACTURING, PRODUCTION OR CONSTRUCTION OF AGRICULTURAL BUILDINGS, STRUCTURES, EQUIPMENT IMPLEMENTS OR SUPPLIES, OR ANY OTHER FACILITIES OR PROCESSES USED IN AGRICULTURAL PRODUCTION (Section 2(i) of the Illinois Farm Development Act (Ill. Rev. Stat. 1989, ch. 5, par. 1202)).

- b) RURAL BUSINESS - ANY COOPERATIVE, PROPRIETORSHIP, PARTNERSHIP, CORPORATION, OR OTHER ENTITY:

- 1) ENGAGED IN MANUFACTURING, MINING, AGRICULTURE, WHOLESALE, TRANSPORTATION, TOURISM, OR UTILITIES OR IN RESEARCH AND DEVELOPMENT OR SERVICES TO THESE BASIC INDUSTRIAL SECTORS AND;

- 2) Is located or will be located in an incorporated area of 20,000 population or less, but not in contiguous incorporated areas (cities, towns or villages) with a combined population greater than 20,000 or in an unincorporated area, of any county with a population of less than 350,000.

Section 640.50 Eligible Uses of Loan

FINANCING TO OR ON BEHALF OF RURAL BUSINESSES OR AGRIBUSINESSES IN THE STATE SHALL BE FOR THE PURPOSE OF ASSISTING IN THE COST OF AGRICULTURAL OR RURAL DIVERSIFICATION PROJECTS INCLUDING COSTS OF:

- a) ACQUISITION, CONSTRUCTION, RECONSTRUCTION, REPLACEMENT, REPAIR, REHABILITATION, ALTERATION, EXPANSION OR EXTENSION OF REAL PROPERTY, BUILDINGS OR MACHINERY AND EQUIPMENT BUT NOT THE ACQUISITION OF UNIMPROVED LAND FOR THE PRODUCTION OF CROPS OR LIVESTOCK;
- b) WORKING CAPITAL ITEMS INCLUDING, BUT NOT LIMITED TO, INVENTORY, ACCOUNTS RECEIVABLE, AND PREPAID EXPENSES (but not debt refinancing or contingency funding;)
- c) ORGANIZATIONAL EXPENSES INCLUDING, BUT NOT LIMITED TO, ARCHITECTURAL AND ENGINEERING COSTS, LEGAL SERVICES, MARKETING ANALYSES, PRODUCTION ANALYSES, OR OTHER PROFESSIONAL SERVICES;
- d) NEEDED LEASEHOLD IMPROVEMENTS, EASEMENTS, AND OTHER AMENITIES REQUIRED TO PREPARE A SITE (Section 5(a) of the Act).

Section 640.60 Fund Availability and Submission Deadlines

- a) Availability of funding will be published in the State-recognized newspaper. Upon request, the Department will supply applicants with an application package.

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- b) Applications for funding under the Rural Diversification Loan Program will be accepted on an ongoing basis as long as funding is available.

Section 640.70 Loan Application Package

Applications for loans must include the following documentation as appropriate:

- a) Agricultural or Rural Diversification Project Description - A summary description of the project including a description of what the company plans to do with the proceeds of the loan.
- b) Need for Funds - A statement and proof (justification) of a need for State supported low-interest, long term funds AS EVIDENCED BY RATE OF RETURN, INADEQUATE PRIVATE MARKET FINANCING, INABILITY TO ACQUIRE FINANCING FROM OTHER STATE AUTHORITIES OR AGENCIES, INTERSTATE COMPETITION OF FACILITIES, OR OTHER SIMILAR EVIDENCE OF ESSENTIAL NEED FOR PUBLIC FINANCING (Section 6(b)(i) of the Act).
- c) Project Impact and Employment Projections - A statement documenting AN INCREASE OR POTENTIAL INCREASE IN TAXES OR EMPLOYMENT, A POTENTIAL TO RETAIN EXISTING JOBS, OR A POTENTIAL IMPROVEMENT IN THE DIVERSIFICATION OF THE RURAL ECONOMY OR JOB MARKET IN RELATION TO THE FINANCING REQUESTED (Section 6(b)(iii) of the Act).
- d) Company History - A brief history of the applicant, past employment growth, and other facts detailing the past and present condition and structure of the company, as well as identification of the common name of the company if different from the legal name.
- 1) Subsidiaries and Parents - Name and identification of the relationship to parent companies, subsidiaries, or affiliates.
- 2) Articles of Incorporation - Copy of the articles of incorporation and bylaws or partnership agreement, as appropriate.
- e) Market Information and Future Market Prospects - A description of the primary business of the company, types of products and services offered, information on the applicant's present and future market prospects, and identification of existing and potential major customers and competitors.
- f) Management Qualifications -- A listing of those people who are

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responsible for the management of the applicant firm, their positions, and percentage of ownership;

- 1) Personal resumes for senior staff at the proposed project site; and
- 2) Personal financial statement(s) for each principal owning more than 20 percent of the applicant firm.

- g) Actual and Pro forma Financial Statements - Financial statements must be submitted by the applicant as follows, unless the firm is a start up operation. Audited financial statements are preferred; prepared statements are the minimum which is acceptable. Financial statements shall include:

- 1) Historical corporate financial statements for the past three years, including profit and loss statements, balance sheets, and disclosure of contingent liabilities;
- 2) Interim financial statements (profit and loss statements and balance sheets) dated not more than ninety days prior to application; and
- 3) Three year projections of the profit and loss statement and balance sheet and a monthly cash flow projection for the first year.

- h) Site Map - An outline of the general location of the project on a site map, including the location of any floodplain areas.

- i) Uses of Funds Statement - As appropriate;

- 1) Land and Building Information - If funds are to be used for land and/or building acquisition, an appraisal and a copy of the purchase option or agreement; for building construction or renovation, a contractor or architect's cost estimates.

- 2) Description of Machinery and Equipment - If major equipment or classes of equipment are to be acquired with the Department's program funds, identification of the equipment; if for acquisition of new machinery and equipment, reliable vendor cost estimates; for moving and installation costs to be incurred, attachments of written estimates; if for used machinery and equipment acquisition, an appraisal demonstrating that the fair market value is in line with the purchase price.

- 3) Description of Working Capital - A detailed explanation of

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the need for and use of funds; for acquisition of new inventory, written estimates of cost must be provided from the vendor.

- j) Letters of Commitment - Commitment letters documenting all sources of leveraging; loans from financial institutions must have language indicating the loan amount, the specified term and interest, collateral, conditions attendant to the loan, and the fact that the loan is approved.

- k) Project Implementation Schedule - A list of the timelines for major project milestones and/or activities including the start date and end date of each activity.

Section 640.80 Committee Review of Loan Applications

- a) CONFIDENTIALITY - ANY DOCUMENT, MATERIALS OR DATA MADE OR RECEIVED BY ANY MEMBER, AGENT, OR EMPLOYEE OF THE DEPARTMENT, TO THE EXTENT THAT SUCH MATERIAL OR DATA CONSIST OF TRADE SECRETS OR COMMERCIAL OR FINANCIAL INFORMATION REGARDING THE OPERATION OF ANY BUSINESS CONDUCTED BY A BENEFICIARY OR RECIPIENT OF ANY FORM OF ASSISTANCE WHICH THE DEPARTMENT IS EMPOWERED TO RENDER UNDER THIS ACT, OR REGARDING THE COMPETITIVE POSITION OF SUCH ENTITY IN A PARTICULAR FIELD OF ENDEAVOR, IS CONFIDENTIAL AND SHALL NOT BE DEEMED PUBLIC RECORDS, PROVIDED THAT INFORMATION RELATING TO THE OWNERSHIP OF SUCH RECIPIENT OR BENEFICIARY IS NOT TO BE EXEMPT UNDER THIS SECTION FROM PUBLIC DISCLOSURE REQUIREMENTS (Section 9 of the Act).

- b) Application Screening - The Department shall screen all loan applications to determine that all requirements of the application package have been addressed. Applicants will be notified of deficiencies in applications and given the opportunity to correct such deficiencies through resubmission. Complete applications will be reviewed and evaluated by Department staff and review committee. The review and evaluation process will be completed within forty-five (45) working days after the receipt of application.

- c) THE DEPARTMENT SHALL ESTABLISH AN INTERNAL REVIEW COMMITTEE WITH THE DIRECTOR OF THE RURAL AFFAIRS COUNCIL, OR HIS DESIGNEE, THE DIRECTOR OF THE DEPARTMENT OF AGRICULTURE, OR HIS DESIGNEE, AND THE DIRECTOR OF THE ILLINOIS FARM DEVELOPMENT AUTHORITY, OR HIS DESIGNEE, AS MEMBERS TO ASSIST IN THE REVIEW OF ALL PROJECT APPLICATIONS (Section 5(c) of the Act).

- d) At the discretion of the Department, the "Internal Review Committee" will meet to review applications and recommend applications for Department loan consideration. The Committee's

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determination shall be based upon analysis of the operating history of the applicant, the project's readiness and additional similar information as determined by the Committee in accordance with subsections (e) and (f) of this Section.

e) The applicant must demonstrate a meaningful operating history through documentation including:

- 1) Company history - history of company growth through the analysis of facts provided by the applicant detailing the company's past and present condition and structure;
- 2) Market information - information provided by the applicant detailing the existence of the company's present and future market prospects and existing and potential customers;
- 3) Management qualifications - the background and experience of those in management and at least 20% ownership positions of the applicant company at the project site to determine qualification to administer the project.

f) The applicant must demonstrate project readiness through documentation, including:

- 1) Lender Commitments - identifying loan and investment commitments from all lenders and investors on letterhead, signed and dated;
- 2) Time Schedule - a written time schedule for immediate project initiation; and
- 3) Cost Estimates - firm, written cost estimates from architects, contractors or suppliers which support project costs.

Section 640.90 Department Technical Review

Each application will be reviewed by the Department to assure compliance with the technical program requirements as specified in subsections (a) through (d) of this Section.

a) Loan Project Type - The application will be evaluated to assure that:

- 1) the loan project meets the requirements for a Rural Diversification Project or an Agricultural Diversification Project as defined in Section 640.30 of this Part;
- 2) the entity meets the conditions outlined as an eligible

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loan applicant as contained in Section 640.40 of this Part; that the rural business or agribusiness costs being funded are allowable expenses as defined in Section 640.50 of this Part; and

4) that applicant certifications in accordance with Section 640.130 of this Part have been signed.

b) Evidence of Need for Loan Program Funding - The applicant must show THE ESSENTIAL NEED WHICH MUST BE DOCUMENTED FOR AGRICULTURAL OR RURAL DIVERSIFICATION FINANCING AS EVIDENCED BY (Section 6(b)(1) of the Act):

1) the project's INABILITY TO ACQUIRE FINANCING FROM OTHER STATE AUTHORITIES OR AGENCIES (Section 6(b)(i) of the Act) with proof, such as a denial letter, failure to respond within the applicable program(s)' specified time frame(s), identification of the project's ineligibility for other public programs or other evidence that other State and federal program funding has been considered;

2) calculation showing the RATE OF RETURN is below the average return on investment for the company or industry, or similar evidence showing Department participation is needed at an interest rate and term which makes the project viable;

3) compelling economic benefit to the State for the business project because of INTERSTATE COMPETITION FOR FACILITIES (Section 6(b)(i) of the Act); or

4) lender documentation that capital is not available to complete the project.

c) Leverage Financing - The rural business or agribusiness must:

1) PROVIDE A MINIMUM OF FIFTEEN (15) PERCENT OF THE EQUITY IN THE PROJECT (Section 7(c) of the Act);

2) Show evidence that the loan will be leveraged with other funds such that PROGRAM FINANCING COVERS NO MORE THAN 25 PERCENT OF THE TOTAL COSTS OF THE DIVERSIFICATION PROJECT UNLESS THE DIRECTOR OF THE DEPARTMENT WAIVES THE 25 PERCENT LIMITATION (Section 7(c) of the Act) in accordance with Section 640.110.

d) Financial Statements - The applicant's financial statements, including annual balance sheets and profit and loss statements

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for the past three years as well as an interim statement not more than ninety (90) days old; actual and pro forma income statements; a three-year projected balance sheet and profit and loss statement as well as a one-year monthly cash flow statement will be reviewed through a standard credit analysis. This credit analysis will determine the financial viability of the business as compared to similar data for the industry using the 1990 "RMA Annual Statement Studies" (published by Robert Morris Associates, P.O. Box 8500, S-1140, Philadelphia, PA 19178) if such commerce or industry is evaluated by this source. The application must:

- 1) Demonstrate liquidity and debt coverage for the project showing that balance sheet indicators support the project size; that days receivable, days payable, and inventory are within a normative range; and that working capital is positive.
- 2) Address quality of debt and debt management showing the debt-to-equity ratio is within the industry's normative range, that short-term and long-term sources and uses of funds are matched; and that contingent liabilities with parent companies, subsidiaries, partners, and other related parties will not have a material adverse effect on loan repayments.
- 3) Reflect positive and stable sales growth, profit margins, operating margins, and overhead, and show other positive, supportive trends and projections.
- 4) Show projected market prospects and earnings report that demonstrate a consistency between past performance, assumptions, and projected performance.
- 5) DEMONSTRATE A POSITIVE CASH FLOW AS EVIDENCED BY A NET INCOME BEFORE TAXES OF FIVE (5) PERCENT OF THE GROSS INCOME OF THE RURAL BUSINESS OR AGRIBUSINESS BASED ON ACTUAL OR PROJECTED INCOME AND EXPENSES (Section 7(c) of the Act).

Section 640.100 Selection for Financing

Applicants that best meet the objectives of the Act through satisfaction of the evaluation criteria of Sections 640.80 and 640.90 will be funded until all available loan financing is expended. The amount of loan financing made available by the Department will be based upon the extent to which the applicant provides evidence of economic benefit to the community. Economic benefit evidence includes:

- a) evidence the loan project will diversify or increase the structure of the local economy WITH DOCUMENTATION OF AN INCREASE

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OR POTENTIAL INCREASE IN EMPLOYMENT (Section 6(b)(iii) of the Act);

- b) identification of the amount and DOCUMENTATION OF AN INCREASE OR POTENTIAL INCREASE IN TAXES (Section 6(b)(iii) of the Act) with the types and amounts of increased state or local taxes expected to be generated in relation to funds used;
- c) evidence that the loan project will create additional personal income for the community THROUGH A POTENTIAL IMPROVEMENT IN THE DIVERSIFICATION OF THE RURAL ECONOMY (Section 6(b)(iii) of the Act) for example, the project adds new types of industries to the local economy, the projects' goods and/or services to be produced are to be sold outside the community or the final goods and/or services are to be produced and sold locally to substitute for those goods and/or services from outside the state; or
- d) A POTENTIAL TO RETAIN EXISTING JOBS (Section 6(b)(iii) of the Act), with a written assurance from the rural business or agribusiness which identifies the number of, the occupational type, and wage level of jobs to be created/retained in relation to funds used.

Section 640.110 Loan Funding Limitations

In accordance with Section 7(c) of the Act, a waiver of limitations on the percentage of leverage in accordance with Section 640.90 (c)(2) of this Part will be allowable when it is determined that this funding limitation would prohibit an otherwise approved project, and subsequent rural diversification from occurring if the applicant demonstrates severe need, including but not limited to:

- a) Distressed community or county with an unemployment rate which is 25 percent higher than the State average, or a per capita income which is less than the State average;
- b) Area with limited economic development as evidenced by absence of development activities within the last two years or as evidenced by new job growth rate less than the state or national average;
- c) Funding would support business which has provided assurance that the project will generate business growth and job creation in the community as a result of spinoff businesses, and thus evidence that the additional jobs will be created or retained;
- d) Funding is needed to avert loss of a major employment source (more than 100 jobs or 2 percent of the local employment base) in the community;

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- a) Jobs to be created or retained offer wages substantially higher than the prevailing wage in the industry as determined by the Illinois Department of Labor pursuant to (Ill. Rev. Stat. 1989, ch. 48, pars. 39s1-s12) and Section 6-3 of the Illinois Purchasing Act (Ill. Rev. Stat. 1989, ch. 127, par. 132.6-3) or an annual wage higher than the State's median income as completed by the Department's Division of Research and Analysis, 620 E. Adams St., Springfield, Illinois 62701, (217) 782-1438.

Section 640.120 Allowable Leverage

- a) Each rural business receiving funds under the program must leverage financial resources for the project over and above Department funding. Owner equity or other private sector equity shall be a significant part of the project. Sources other than public funds shall serve as the primary sources of financing for the project.

- b) In calculating the Department's share, allowable leverage by the applicant may include such tangible contributions as:

- 1) Cash expended by the applicant (during the period of the project) derived from any source other than the Department including expenditure of retained earnings, use of owner equity, or use of proceeds of debt of the applicant, and used on project-eligible expenses;

- 2) The purchase price of project-related machinery and equipment leased by the company (for or after the start of the project) provided the company shall own, or may purchase for a nominal fee, the asset at the end of the lease;

- 3) The unutilized portion of buildings which are made a part of the project whose value shall be determined by taking the depreciated cost of the area used exclusively on the project (thus excluding common areas);

- 4) Previously purchased but unutilized machinery and equipment at book value provided it has not been in productive use in the past year but will be placed in productive use for the benefit of the project; and

- 5) Project-related machinery and equipment brought into the State from another state, country or territory (provided the first productive use in Illinois occurs after the Department's letter of commitment).

- c) All contributions of cash, real property or machinery and

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equipment must meet each of the following criteria:

- 1) are verifiable from the applicant's records;
- 2) are utilized (if real property) or expended (if cash) after the Department's commitment during the period of the project;
- 3) are necessary and reasonable for the accomplishment of the project.

- d) The following items are not allowable leverage:

- 1) Cash expended prior to the date of the Department's loan commitment letter;
- 2) Existing in-state land, building, furnishings, inventory or supplies already owned and productively utilized;
- 3) Actual or donated operational and general overhead expenses (e.g., salaries, utilities, rent, supplies) incurred before, during or after the project is completed; and
- 4) Debt-refinancing, lines of credit or other unexpended available funds.

Section 640.130 Applicant Certifications

Each loan applicant for program financing will be required to satisfy the following certifications:

- a) Farmland Preservation (if applicable) - Certification that the proposed project is compatible with established State policy regarding farmland preservation pursuant to the Farmland Preservation Act (Ill. Rev. Stat. 1989, ch. 5, pars. 1301 et seq.).

- b) Floodplain - Certification that the proposed project will comply with the Flood Disaster Protection Act of 1973 (42 U.S.C. 4001 et seq. (1984)) and Executive Order 79-4, effective June 1, 1979, which requires special environmental procedures if any activities will be carried out in a flood hazard area.

- c) Nondiscrimination - Certification that the recipient shall comply with all applicable laws and regulations which prohibit discrimination on the basis of race, sex, religion, national origin, age or handicaps, including but not limited to the Illinois Human Rights Act (Ill. Rev. Stat. 1989, ch. 68, pars. 1-101 et seq.).

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- d) Student Loan - Where the recipient is an individual, the recipient certifies that he/she is not in default on an educational loan as provided in Section 3 of the Educational Loans Act (Ill. Rev. Stat. 1989, ch. 127, par. 3553).
- e) Historic Preservation - Recipient certifies that this project does not involve the destruction, alteration, renovation, transfer or sale, or utilization, of an historic property, structure or structures, or the introduction of visual, audible or atmospheric elements to an historic property, structure or structures, and will, therefore, not result in any changes in the character or use of any historic property, in accordance with the State Agency Historic Resources Preservation Act (Ill. Rev. Stat. 1989, ch. 127, pars. 133c21 et seq.).
- f) Bribery Certification - That neither the applicant nor the applicant's employees have been convicted of bribery or attempting to bribe an officer or employee of the State of Illinois nor has there been an admission of guilt of such conduct which is a matter of public record pursuant to Section 10.1 of the Illinois Purchasing Act (Ill. Rev. Stat. 1989, ch. 127, par. 132.10-1).
- g) Interest of Public Officials - Recipient certifies that it is in compliance with the provisions of Section 11.4 of the Illinois Purchasing Act prohibiting conflict of interest (Ill. Rev. Stat., 1989, ch. 127, pars. 132.11-4).
- h) Bidding on State Contracts - Applicant certifies that it has not been barred from bidding on or entering into State contracts as a result of a violation of the Criminal Code of 1961 (Ill. Rev. Stat. 1989, ch. 38, pars. 33E-3 and 33E-4).

Section 640.140 Loan Terms

- a) Financing shall be made available to the borrower in periodic allotments as determined by the fund balance position of appropriated funds available to the Department for this program in comparison to the cash needs of all recipients.
- b) Financing awarded by the Department is subject to the following conditions:
 - 1) THE REPAYMENT PERIOD SHALL NOT EXCEED 10 YEARS (Section 7(b) of the Act);
 - 2) FINANCIAL ASSISTANCE FOR ANY ONE PROJECT SHALL NOT EXCEED \$200,000 (Section 7(c) of the Act).

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- c) Loans for real estate will be amortized over a period of up to 10 years; loans primarily utilized for machinery and equipment will generally vary from 7 to 10 years. Loans primarily intended for short term working capital needs will normally extend for 3 to 5 years.
- d) Working capital loans may require personal guarantees from all individuals owning or controlling 20 percent or more of the applicant company. For small companies without major identifiable principals (e.g., no one owns 20 percent or more of the company), the amount of the loan is limited to 80 percent of the value of the fixed asset securing the loan. The Department shall be authorized to require personal guarantees for asset-based loans not secured by a lien on the fixed asset. The Department shall require personal guarantees in any loan transaction in which the loan to asset collateral ratio is less than one to one.
- e) Monthly installments shall be due and payable to the Department at a time specified in the loan agreement.

Section 640.150 Loan Agreement

A loan agreement will be developed for each business borrower that receives loan funds. The loan agreement will contain, at a minimum, the following items:

- a) Definition Section -- Defining the key terms used in the agreement.
- b) Loan Conditions -- Including statements relating to representations and warranties, evidence of other financing, note, collateral, corporate or partnership document, and legal matters.
- c) Borrower Representations and Warranties -- Concerning form of ownership, authorization of agreement, binding effect, accuracy of application, collateral, accuracy of financial statements, absence of loan defaults, absence of litigation, absence of tax delinquencies, and possession of appropriate licenses and permits.
- d) Covenants and Continuing Agreements -- To expend public funds in accordance with approved budget, keep detailed project records, furnish proof that its corporate or partnership existence is in full effect, pay all applicable taxes and required insurance, prohibit loans to officers/directors/stockholders, and comply with all applicable state and federal laws.

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- e) Default Provisions -- Listing the conditions under which the borrower would be in default of the agreement.
- f) Use of Loan Proceeds -- Briefly describing the business project for which the loan is being made and the exact use of loan funds.
- g) Financing of Borrower -- Information on primary lender, the amount of the lender's loan, terms of this loan, etc., as well as information and schedule of expected payout of the Department's loan commitment to the borrower.
- h) Labor Compliance Requirements -- As appropriate, including equal opportunity employment, minimum wage, and other state or federal labor standards.
- i) Other -- Such other terms and conditions necessary to secure or document the loan, including, but not limited to: key man life insurance, liens, and Uniform Commercial Code (U.C.C.) (Ill. Rev. Stat. 1989, ch. 26, pars. 1-101 et seq.) filings.

Section 640.160 Loan Security

Financial assistance shall be secured by first, second, or third mortgage positions on real or personal property, by royalty payments, by personal notes or guarantees, or by any other security satisfactory to the Department to secure repayment, if required, by the financial assistance agreement. Security for Department loans shall include but is not limited to any or all of the following:

- a) First or second lien security interest in favor of the Department on all personal property of the borrower.
- b) First or second position real estate mortgage in favor of the Department on real estate of the borrower.
- c) Personal guarantees and/or corporate guarantees in the amount of the loan.
- d) Irrevocable letter of credit.
- e) First or second security interest in negotiable securities of the borrower or business principle owners.

Section 640.170 Maintenance and Insurance of Property

- a) The recipient shall at all times maintain the property provided as security for the loan in such condition and repair as a reasonably prudent person would who held title to the property.

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- b) The recipients shall maintain, during the term of the loan, fire and hazard insurance policies, covering the amount of the loan with a loss payee clause in favor of the Department.
- c) The recipient shall, if at any time during the life of the loan the recipient's property is declared to be within a flood hazard area, purchase federal flood insurance if available, and in an amount equal to the amount of the loan.
- d) The recipient shall maintain liability and workers' compensation insurance.
- e) The recipient shall provide written notice to the Department of any public hearing or meeting before any administrative or other public agency which may, in any manner, affect the personal property or real estate securing the loan.

Section 640.180 Administrative Requirements

- a) Financial Management - The loan recipient's financial management system shall be structured under the Accounting Standards of the Financial Accounting Standards Board of the American Institute of Certified Public Accountants (AICPA) (September 19, 1987) to maintain control and accountability over the loan funds. The AICPA is located at 1211 Avenue of the Americas, New York, New York, 10036-8775.

- b) Reporting - The loan recipient shall provide, at least annually, information and reports on project impact, job creation/retention, and company financial statements.
- c) Department Monitoring and Evaluation - Loan recipients shall permit any agent authorized by the Department, upon presentation of credentials, to have full access to and the right to:

- 1) inspect, examine or audit any documents, papers, and records involving transactions related to a loan from the Department, including making copies thereof, and
- 2) inspect or appraise any of the loan recipient's business assets.

- d) Authorizations - The loan recipient shall, upon written request by the Department issue any necessary authorization to the appropriate Federal, State or local authority or private person or entity for the release of information concerning a business or project financed under the provisions of this program, with the information requested to include, but not be limited to, financial reports, returns, or records relating to that business

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or project.

Section 640.190 Audits

- a) It shall be the loan recipient's responsibility to secure any compliance audit of the use of loan proceeds. Such audit must be performed by an independent certified public accountant, licensed by authority of the State of Illinois pursuant to the Illinois Public Accounting Act (Ill. Rev. Stat. 1989, ch. 111, pars. 5500 et seq.). The audit shall be conducted in accordance with generally accepted auditing standards adopted by the AICPA (1989).

- b) The Department reserves the right to conduct special audits of funds expended under Department loans, at any time during normal working hours.

Section 640.200 Events of Default

- a) The entire unpaid principal of the loan, and the interest then accrued thereon, shall become due and be immediately due and payable upon the written demand of the Department, without any other notice or demand of any kind or any presentment of protest, if any one of the following events (hereafter an "event of default") shall occur and be continuing at the time of such demand, whether voluntarily or involuntarily, or without limitation, occurring or brought about by operation of law or pursuant to or in compliance with any judgment, decree or order of any court or any order:

- 1) Non-Payment of Loan - If the recipient shall fail to make payment when due of any installment of principal on the loan, or interest accrued thereon and if the failure to make payment shall remain unremedied for fifteen (15) working days.
- 2) Non-Payment of Other Indebtedness - If default shall be made in the payment when due of any installment of principal or of interest on any of the recipient's other indebtedness (any creditor the recipient owes) and if such default shall remain unremedied for fifteen (15) working days.
- 3) Incorrect Representation or Warranty - If any representation or warranty contained in, or made in connection with the execution and delivery of, the loan agreement, or in any certificate furnished pursuant hereto, shall prove to have been incorrect.
- 4) Default in Covenants - If the recipient shall default in

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the performance of any other term, covenant or agreement contained in the loan agreement, and such default shall continue unremedied for thirty (30) working days after either:

- A) it becomes known to an executive officer of the recipient, or
- B) written notice thereof shall have been given to the recipient by the Department.

- 5) Voluntary Insolvency - If the recipient shall cease to pay its debts as they mature or shall voluntarily file a petition seeking reorganization of, or the appointment of a receiver, trustee, or liquidation of its assets or to effect a repayment plan with creditors, or shall be adjudicated bankrupt, or shall make a voluntary assignment for the benefit of creditors.

- 6) Involuntary Insolvency - If an involuntary petition shall be filed against the recipient under any bankruptcy or insolvency law or seeking the reorganization of or the appointment of any receiver, trustee or liquidator for the recipient, or the property of the recipient, or a writ or warrant of attachment shall be issued against the property of the recipient and such petition shall not be dismissed, or such writ or warrant of attachment shall not be released or bonded within thirty (30) working days after filing or levy.

- 7) Judgments - If any final judgment for the payment of money that is not fully covered by liability insurance shall be rendered against the recipient, and within thirty (30) working days, shall not be discharged, or an appeal therefrom taken and execution thereon effectively stayed pending such appeal, and, if such judgment be affirmed on such appeal, the same shall not be discharged within thirty (30) working days.

- b) Notice of Default - The recipient agrees to give written notice to the Department of any event, within fifteen (15) working days of the event, which constitutes an event of default.

SUBPART B: RURAL DIVERSIFICATION GRANT PROGRAM

Section 640.210 Purpose of Grant Program

Through the Rural Diversification Grant Program, the Department of Commerce and Community Affairs will provide grants to local governments and

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not-for-profit agencies for the purpose of rural economic diversification.

Section 640.220 Definitions

"Act" - The Rural Diversification Act (Ill. Rev. Stat. 1989, ch. 5, pars. 2251 et seq.) which creates the Rural Diversification Program.

"Application" - A request for program funds, including the required statistical and narrative information and attachments.

"Department" - The Illinois Department of Commerce and Community Affairs.

"Financing" - Grants to or on behalf of local governments or not-for-profit agencies for purposes of rural diversification, except that no grants under this Program shall be made directly with a rural business.

"Program" - The Rural Diversification Grant Program.

"Recipient" - Any eligible applicant receiving funds under this program.

Section 640.230 Eligible Applicants

Applications shall be accepted from the chief elected official of cities, villages, towns, counties, college districts and from officials of not-for-profit agencies including regional planning and development commissions, economic development organizations, or community based organizations which are located in or serve any incorporated area (including contiguous cities, towns or villages combined) of 50,000 population or less or any unincorporated area, of a non urban county with a population of less than 350,000.

Section 640.240 Eligible Program Activities

- a) The Department may provide financing to or on behalf of an eligible applicant in the State for the purpose of INDUSTRY OR REGION WIDE RESEARCH DIRECTED TO PROFIT ORIENTED USES OF RURAL RESOURCES (Section 3(d)(iii) of the Act) including:

- 1) Region-wide research, such as feasibility studies, opportunity analyses, reuse studies, needs assessments, cost/benefit analyses or other studies required by a rural community in order to explore its options for economic development or diversification.

- 2) Business and industry research and reports such as market

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analyses, production analyses, customer surveys, feasibility studies, and related research to explore, identify or create new markets for actual or potential rural businesses.

- b) The Department may provide financing to or on behalf of an eligible applicant in the State for the purpose of INFORMATION, TECHNICAL SUPPORT AND TECHNICAL ASSISTANCE CONTRACTS REGARDING PRIVATE, STATE AND FEDERAL RESOURCES, PROGRAMS OR GRANT ASSISTANCES AND THE NEEDS AND OPPORTUNITIES FOR DIVERSIFICATION (Section 5 (a)(v) of the Act) including:

- 1) Community information and training including conferences and workshops and technical or reference guides on private, local, state and federal programs, services or resources related to community or economic development needs, opportunities, strategies and programs.

- 2) Technical support and technical assistance including on-site technical advice and problem solving or self-help technical assistance related to the needs or opportunities for public or private responses to rural or agricultural diversification.

Section 640.250 Eligible Program Costs

Project costs which shall be eligible for reimbursement with Grant proceeds include contractual services, consultant fees, commodities, materials and supplies, travel and other project-related direct expenses necessitated by the project.

Section 640.260 Fund Availability and Submission Deadlines

- a) Upon request, the Department will supply applicants with an application package. Public notice of the availability of funding and the application due dates will be published in the State-recognized newspaper.

- b) Applications for funding under the Rural Diversification Grant Program will be made available at least quarterly on a schedule determined by the Department and published in the State-recognized newspaper. Applications received after 5:00 p.m. on the appropriate submission date will be held for consideration during the next review cycle. Final award announcements will be made within forty-five (45) working days of the application deadline.

Section 640.270 Grant Application Package

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Applications for grants must include the following documentation:

- a) Project Summary - a brief statement and description of the project for which funds are being sought.
- b) Evidence of Need - a description of the conditions of the community requiring study or action such as absence of opportunities, over-reliance on limited industries, history of low wages or high unemployment, or level of knowledge or education.
- c) Background of Applicant - a brief discussion of the applicant's organization, purpose, history and capabilities to carry out the proposed project.
- d) Project Description - a description of the proposed research or technical assistance project for which the grant would be used, including a project work statement detailing project objectives, work activities and deadlines as well as identification of the individual(s) or group(s) responsible for carrying out the project.
- e) Project Results - identification of the anticipated results of the proposed project in terms such as rural or agricultural diversification, potential for creation or retention of jobs, or number of communities to be served.
- f) Follow-up Work and Timelines - a description of the expected follow-up work of the organization to continue the work begun by the project.
- g) Project Management - identification and information on the staff and/or consultants to be involved in the proposed project, including qualifications, functional responsibilities, percent of time and related information.
- h) Financial Statements - if necessary, financial statements of the applicant.
- i) Coordination - description of any cooperative working relationships which are or will be developed with other organizations involved in similar or related activities, and the relationship of the project to existing local, regional or state economic development plans.
- j) Related Activities or Assistance Sought - information concerning project-related activities undertaken within the last two years, and information concerning any other public financing applied for or received.

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- k) Budget - a project budget by cost categories, including quarterly projections of fund requirements, as required in the Department's application package.

Section 640.280 Review of Grant Applications

- a) Application Screening - The Department shall screen all grant applications to determine that all elements of the application package have been addressed. Applicants will be notified of deficiencies in applications and given the opportunity to correct such deficiencies through resubmission during the next cycle of funding. Complete applications will be reviewed and evaluated by Department staff in accordance with the criteria listed in subsections (b) through (h) of this Section. This review and evaluation process will be completed within forty-five (45) working days of the due date for applications.
- b) Basic Eligibility Evaluation - Each grant application will be reviewed to assure compliance with the eligibility requirements as detailed below:
 - 1) Eligible Applicant - Eligible applicant as detailed in Section 640.230.
 - 2) Eligible Project Type - Project activities consistent with the eligible activities of a Rural Diversification Project as detailed in Section 640.240.
- c) Evidence of Need - The applicant must show:
 - 1) THE ESSENTIAL NEED WHICH MUST BE DOCUMENTED FOR AGRICULTURAL OR RURAL DIVERSIFICATION (Section 6(b)(i) of the Act): for example, absence of development projects; lack of knowledge, education or skills of economic development; potential opportunity for economic benefit, or related need.
 - 2) proof of the project's INABILITY TO ACQUIRE FINANCING FROM OTHER STATE AUTHORITIES OR AGENCIES (Section 6(b)(i) of the Act), in an amount adequate to complete the project, such as a letter of partial funding or indication that other state and federal program funding has been considered.
- d) Costs - The applicant must demonstrate that the project costs:
 - 1) are eligible program costs as defined in Section 640.250;
 - 2) can be substantiated given the amount of work to be undertaken and the results expected; and

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- 3) the amount to be paid from the Department's share does not exceed the maximum percentage participation as detailed in Section 640.310.

e) Program Objectives and Methodology - The applicant must demonstrate the activities and outcomes of the project are accomplishable, such that:

- 1) objectives are measurable and describe benefit to the population or area being served;
- 2) methods and sequence of activities logically address the problems or opportunities identified and achieve the objectives that have been set.

Section 640.290 Rural Diversification Review Committee

a) THERE IS CREATED AN INTERNAL REVIEW COMMITTEE WITH THE DIRECTOR OF THE RURAL AFFAIRS COUNCIL, OR HIS DESIGNEE, THE DIRECTOR OF THE DEPARTMENT OF AGRICULTURE, OR HIS DESIGNEE, AND THE DIRECTOR OF THE ILLINOIS FARM DEVELOPMENT AUTHORITY, OR HIS DESIGNEE AND OTHER MEMBERS AS DEEMED NECESSARY BY THE DIRECTOR OF THE DEPARTMENT TO ASSIST IN THE REVIEW OF ALL PROJECT APPLICATIONS (Section 5(c) of the Act).

b) Within 10 working days of the application due date, the "Internal Review Committee" shall meet to review all project applications. The committee will identify applications for grant consideration based upon analysis of the applicant organization, the project design and the project's readiness in accordance with the requirements of subsections (c) through (e) of this Section.

c) Project Implementation Readiness - The applicant must demonstrate project readiness, including:

- 1) a time schedule for immediate project initiation;
- 2) written cost estimates which support project costs; and
- 3) scope of activities which can be conducted within the grant agreement time period.

d) Project Administrative Capacity - The applicant must demonstrate:

- 1) its capability of successfully completing the proposed project, based on past experience or previous performance; and

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- 2) its capability of complying with grant agreement based on past experience, or previous performance.

e) Program Objectives and Methodology - The applicant must demonstrate the activities and outcomes of the project are accomplishable, such that:

- 1) objectives are measurable and describe benefit to the population or area being served; and
- 2) methods and sequence of activities logically address the problems or opportunities identified and achieve the objectives that have been set.

Section 640.300 Selection for Financing

Applications that meet the criteria of Sections 640.280 and 640.290 will be funded until all available grant financing is expended. The amount of grant financing made available by the Department will be based on the extent to which the application provides evidence of economic benefit to the community including:

- a) the degree to which the proposed project ameliorates the problems or needs identified within the area;
- b) the extent to which the project addresses substate regional, rather than individual, community concerns;
- c) the innovativeness and replicability of the proposed projects in relation to approaches used in the past; and
- d) the residual economic benefit to the community, such as jobs created or retained, increase tax base or revenues, added community wealth or similar benefits.

Section 640.310 Grant Limitations

- a) The Department shall approve Grants in amounts necessary to pay up to 25 percent of eligible costs as defined in Section 640.250, incurred by or on behalf of an eligible entity up to a maximum of \$200,000, unless the Director waives the percent share or maximum amount in accordance with Section 640.320.

- b) In calculating the Department's share of costs, total financing for the project shall include cash amounts or other contributions of in-kind goods or services provided by the applicant, derived from any source, and used on the project's eligible expenses, and included as a part of the grant agreement budget. Funds derived from other departmental programs will be considered as matching

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funds if they are:

- 1) verifiable from the applicant's records, and
- 2) utilized or expended after the Department commitment during the period of the project, and
- 3) clearly identified in the project's scope of work and related to the accomplishment of the project objective.

Section 640.320 Waivers

In accordance with Section 7(c) of the Act, a waiver of limitations on the percentage of leverage in accordance with Section 640.310 of this Part shall be allowable when it is determined that these funding limitations would prohibit an otherwise approved project, and subsequent rural diversification, including job creation or retention, from occurring if the application demonstrates severe need, including but not limited to:

- a) The area to be served is a distressed community or county with an average unemployment rate for the last two years which is 25 percent higher than the State average, or a per capita income which is less than the State average;
- b) Area with limited economic development potential as evidenced by absence of development activities within the last two years or as evidenced by new job growth rate less than the State or national average;
- c) Funding would support a project which has provided assurance that it will generate business growth and job creation in the community as a result;
- d) Funding is needed to avert loss of a major employment source (more than 100 jobs or 2 percent of the local base) in the community;
- e) The project is designed to benefit multiple rural jurisdictions across the State; or
- f) The project is a model project, new program innovation or demonstration effort with the potential for replicability within numerous regions or areas of the State.

Section 640.330 Applicant Certifications

Each applicant for program financing will be required to satisfy the following certifications, when applicable:

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- a) Farmland Preservation (if applicable) - certification that the proposed project is compatible with established State policy regarding farmland preservation pursuant to the Farmland Preservation Act.
- b) Floodplain - certification that the proposed project will comply with the Flood Disaster Protection Act of 1973 (42 U.S.C. 4001 et seq. (1984)) and Executive Order 79-4, effective June 1, 1979, which requires special environmental procedures if any activities will be carried out in a flood hazard area.
- c) Nondiscrimination - Certification that the recipient shall comply with all applicable laws and regulations which prohibit discrimination on the basis of race, sex, religion, national origin, age or handicaps, including but not limited to the Illinois Human Rights Act, and the Equal Employment Opportunity Clause promulgated pursuant thereto.
- d) Historic Preservation - Recipient certifies that this project does not involve the destruction, alteration, renovation, transfer or sale, or utilization, of an historic property, structure or structures, or the introduction of visual, audible or atmospheric elements to an historic property, structure or structures, and will, therefore, not result in any changes in the character or use of any historic property in accordance with the State Agency Historic Resources Preservation Act.
- e) Bribery Certification - That neither the applicant nor the applicant's employees have been convicted of bribery or attempting to bribe an officer or employee of the State of Illinois nor has there been an admission of guilt of such conduct which is a matter of public record pursuant to Section 10.1 of the Illinois Purchasing Act.
- f) Interest of Public Officials - Recipient certifies that it is in compliance with the provisions of Section 11.4 of the Illinois Purchasing Act prohibiting conflict of interest.
- g) Bidding on State Contracts - Applicant certifies that it has not been barred from bidding on or entering into State contracts as a result of a violation of the Criminal Code of 1961 (Ill. Rev. Stat. 1989, ch. 38, par. 1-1 et seq.).

Section 640.340 Administrative Standards for Grant Recipients

- a) Grant Agreement - The Department will negotiate as needed with the applicant. The grant agreement will set out the scope of work of the grant, the terms and conditions of the grant, and the budget of the grant agreement.

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b) Grant Period - The grant shall have a period of completion as determined by the Department.

c) Complaint Process - In the event of a recipient complaint, the Department will follow the procedures outlined in 47 Ill. Adm. Code 10 (Review and Appeal Procedures).

d) Fund Availability - Payments pursuant to a grant are subject to the availability of funds appropriated to the Department by the Illinois General Assembly. Grant funds must be expended or obligated within the period of the grant agreement and liquidated within the period of time in accordance with the Illinois Grant Funds Recovery Act (Ill. Rev. Stat. 1989, Ch. 127, pars. 2301 et seq.).

e) Disbursement of Funds - Payments to the recipient pursuant to a grant are subject to the initiation of an invoice voucher and receipt of an expenditure summary or documentation of expenses. Further, financing shall be made available to the recipient in periodic allotments as determined by the fund balance position of appropriated funds available to the Department for this program in comparison with the cash needs of the various recipients under this program.

f) Financial Management - The recipient is accountable for funds received under this grant and shall maintain effective control and accountability over all funds and other assets under the grant. The recipient shall keep records which detail and accurately document the recipient's expenditures of grant funds for a period of two years from the end of the grant agreement.

g) Interest on Grant Funds - In accordance with Section 10 of the Illinois Grant Funds Recovery Act, all interest earned under the grant shall become part of the grant when earned. Any interest earned during the term of the grant, and not expended as grant principal during the term of the grant, shall be returned to the Department.

h) Recovery of Funds - If the grant recipient expends funds contrary to the provisions of the grant agreement, such action shall require the repayment of those funds.

i) Department Monitoring and Evaluation - Recipients and their subcontractors, if any, must permit any agent authorized by the Department, upon presentation of credentials, to have full access to and the right to examine any documents, papers, and records of the recipient involving transactions related to a grant from the Department.

j) Reports - Grant recipients must submit, at least semi-annually during the period of the grant agreement, reports on the financial status of the project and narrative reports on the activities and achievement of objectives and results.

k) Audits - The recipient shall be responsible for securing any compliance audit required of grant records. Such audit must be performed by an independent certified public accountant, licensed by authority of the State of Illinois pursuant to the Illinois Public Accounting Act. The audit must be conducted in accordance with generally accepted government auditing standards adopted by the AICPA (1989).

l) Special Audits - The Department reserves the right to conduct special audits, including but not limited to an agency-wide audit, at any time during normal working hours, of the funds expended under Department grants.

Section 640.350 Modification, Breach and Termination of Grants

a) Modification and Amendment of the Grant - The grant award is subject to revision as follows:

1) Modifications by Operation of Law - The grant award is subject to such modifications as may be required by changes in State law or regulations. Any such required modification shall be incorporated into and made a part of the grant as within the provisions of the Illinois Grant Funds Recovery Act (Ill. Rev. Stat. 1989, ch. 127, pars. 2301 et seq.). The Department shall notify the recipient in writing of any amendment to such regulations and the effective date.

2) Modifications in Budget - A recipient's request for budget variations in the amount or line item costs shall be in writing by registered letter and shall give justifications for the requested variations. The Department may approve modification requests, if, the Department determines such is necessary to achieve program objectives. Any changes in cost categories or line items shall not alter the activities or deliverables for the project. If the Department approves the modification request, the recipient will be notified in writing of the change and the effective date of the change.

3) Other Modifications by Department or Recipient - If either the Department or the recipient requests to modify the terms of the grant award other than as set forth in subsections (a)(1) and (2) above, written notice of the

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proposed modification shall be given to the other party. No modification shall take effect unless agreed to in writing by both the Department and the recipient.

- b) Breach - Should the recipient fail, refuse or elect not to complete the grant agreement, the recipient shall notify the Department within ten (10) days after the date upon which performance ceases.

c) Suspension

- 1) If the Department determines that a recipient has failed to perform the terms and conditions of the scope of work of the project, then the Department shall, after notice and an opportunity to correct has been provided to the recipient, suspend the grant and withhold further payments until the grant is terminated, or the recipient's failure has been corrected.

- 2) The Department will determine that a recipient has failed to faithfully perform the terms and conditions of the scope of work of the project when:

A) The Department has notified the recipient in writing of the existence of circumstances such as repeated failure to submit required reports, misapplication of grant funds, failure to match Department funds, evidence of fraud and abuse, repeated failure to meet performance timelines or standards, or failure to resolve negotiated points of the agreement; and

B) The recipient fails to develop and implement a corrective action plan within 30 calendar days of the Department's notice.

- d) Termination - A grant shall be terminated for any of the following reasons:

- 1) Termination Due to Loss of Funding - In the absence of State funding for a specific year, all grants that year will be terminated in full. In the event of a partial loss of State funding, the Department will make proportionate cuts to all recipients.

- 2) Termination for Cause - If the Department determines that the recipient has failed to comply with the terms and conditions of the grant agreement the Department shall terminate the grant in whole, or in part, at any time before the date of completion. Such termination may be

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appealed by the recipient through the complaint process outlined in Section 640.340 (c).

- 3) Termination by Agreement - The Department and the recipient shall terminate the grant in whole, or in part, when the Department and recipient agree that the continuation of the project would not produce beneficial results commensurate with the further expenditures of funds.

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- 1) The Heading of the Part: Training Services for the Disadvantaged
- 2) Code Citation: 56 Ill. Adm. Code 2610

<u>Section Numbers:</u>	<u>Adopted Action:</u>
2610.60	Amendment
2610.Appendix A	New Section
2610.Appendix B	New Section
Illustration A	New Section
Illustration B	New Section
Illustration C	New Section
Illustration D	New Section
Illustration E	New Section

- 4) Statutory Authority: Implementing Section 121(b)(1) of the Job Training Partnership Act (P.L. 97-300, effective October 13, 1982 (29 U.S.C. 1501), as amended by P.L. 97-404, effective December 31, 1982 (42 U.S.C. 602); P.L. 99-496, effective October 16, 1986 (29 U.S.C. 1501); P.L. 99-570, effective October 27, 1986 (21 U.S.C. 801); and P.L. 100-418, effective August 23, 1988 (20 U.S.C. 5001)); Section 4 of the Illinois Job Training Coordinating Council Act (Ill. Rev. Stat. 1989, ch. 48, par. 2104); and Sections 46.41 and 46.49 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, pars. 46.41 and 46.49) and authorized by Sections 46.40(b) and 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, pars. 46.40(b) and 46.42).

- 5) Effective Date of Amendments: May 7, 1991
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Do these amendments contain incorporations by reference? Yes, under Section 6.02(a) of the Illinois Administrative Procedure Act.
- 8) Date Filed in Agency's Principal Office: May 1, 1991.
- 9) Notice of Proposal Published in Illinois Register: October 5, 1990, 14 Ill. Reg. 16117.
- 10) Has JCAR issued a Statement of Objections to these amendments? No.
- 11) Differences between proposal and final version:

In the table of contents and in the text, 2610.Appendix B Illustration A, deleted the words with strikeouts.

Added the following cites after dates appearing in the Authority Note: "(29 U.S.C. 1501)" after "October 13, 1982", "(42 U.S.C. 602)" after "December 31, 1982", "(29 U.S.C. 1501)" after "October 16, 1986", "(21

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- U.S.C. 801)" after "October 27, 1986", and "(20 U.S.C. 5001)" after "August 23, 1988".

Section 2610.60

In line 18 of subsection(b)(1), added the cite "(42 U.S.C. 3001)" after "1965".

Changed "must" to "shall" in line 1 of subsections(b)(1)(A) and (B).

Changed "will" to "shall" in line 1 of subsection(b)(1)(C).

Inserted a space between "subsection" and "(b)" in lines 17 and 18 of subsection(b)(2).

Added "a" before "minimum" in line 17 of subsection(b)(2) and lines 2 and 5 of subsection(b)(3).

Deleted "reasonable" from line 12 of subsection(c)(1)(A)(ii).

Revised the last sentence of subsection(c)(1)(A)(iii) to read: "All agencies which the SDA has entered into coordination agreements with shall be in attendance at this meeting in order to efficiently and effectively co-plan training and services."

In subsection(c)(1)(A)(iv), substituted "shall" for "will" in line 3 and for "must" in line 5.

In subsection(c)(1)(C), changed "will" to "shall" in line 2, inserted "(no later amendments or editions)" after "250.13" in line 5, and replaced "must" with "shall" in line 11.

In subsection(c)(1)(D), substituted "shall" for "will" in lines 2, 9, 10, and 12.

In line 2 of subsection(c)(2)(C), changed "will" to "shall".

Added ", as determined locally" to the end of subsection(c)(2)(C).

Changed "will" to "shall" in lines 2 and 5 of subsection(c)(2)(E).

In the next to last line of subsection(c)(2)(F), changed "must" to "shall".

In line 17 of subsection(c)(4)(C), inserted "or made at the local level" after "reached".

Changed the last sentence of subsections(d)(1)(A)(ii) and (e)(1)(A)(ii) to read: "All agencies which the SDA has entered into coordination agreements with shall be in attendance at this meeting in order to

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efficiently and effectively co-plan training and services."

Changed "will" to "shall" in line 4 of subsection(d)(1)(A)(iii).

In subsection(e)(1)(A)(iii), substituted "shall" for "will" in line 5 and for "must" in line 7.

In line 12 of subsection(e)(1)(C), inserted "(20 U.S.C. 1000 et seq.)" after "99-498".

In subsection(e)(3), changed "will" to "shall" in line 2 and inserted "specified in this Section" after "criteria" in line 4.

In subsection(e)(3)(A) (line 2) and (e)(3)(B) (lines 1 and 4), replaced "will" with "shall".

In line 8 of subsection(e)(3)(B), made "skill" plural.

In line 14 of subsection(f)(1)(A)(iii), replaced "appropriate" with "determined necessary at the local level".

Changed "will" to "shall" in lines 3, 6, and 9 of subsection(f)(1)(G); line 4 of subsection(f)(1)(H); and line 9 of subsection(f)(2).

In line 9 of subsection(f)(2)(B), replaced "must" with "shall".

Substituted "shall" for "will" in line 6 of subsection(f)(2)(C), lines 3 and 6 of subsection(f)(2)(D), line 1 of subsection(f)(2)(F), lines 3 and 4 of subsection(f)(2)(G), line 1 of subsection(f)(2)(J), and lines 1 and 8 of subsection(f)(3)(B).

Deleted "routinely" from line 2 of subsection(f)(3)(B).

Replaced "will" with "shall" in line 1 of subsections(f)(3)(E),(F), and (G); (i)(1); and (i)(1)(A).

Substituted "shall" for "must" in line 1 of subsections(i)(1)(A)(i),(ii), and (iii) and (i)(1)(B)(i) and (ii) and for "will" in line 2 of subsection(i)(1)(B); line 1 of subsection(i)(2); lines 1 and 4 of subsection(i)(2)(A); lines 1 and 3 of subsection(i)(2)(B); line 1 of subsection(i)(2)(C); line 1 of subsections(i)(2)(C)(i),(ii), and (iii); and line 2 of subsection(i)(3).

Deleted the word "promptly" in line 1 of subsection(i)(2)(B).

In line 3 of subsection(i)(3), inserted "they determine" after "such adjustments as".

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Deleted subsection(i)(3)(C).

In subsection(j)(3)(A), corrected the labels of (iv) through (vii) to read "iii" through "vi".

Revised the second sentence of subsection(j)(3)(B) to read: "Forms shall be developed which detail how referrals are to be made and information exchanged."

In line 4 of subsection(j)(3)(C), replaced "will include" with "are".

Subsection(j)(3)(C)(iii) has been rewritten to read: "The provisions of 56 Ill. Adm. Code 2610.120."

In line 2 of subsection(j)(4)(A), changed "will" to "shall" and replaced "on a regular basis" with "at least annually, and more frequently at the choice of the coordinating agents".

Changed "will" to "shall" in line 4 of subsection(j)(4)(A).

In line 4 of subsection(j)(4)(C), replaced "will include" with "are".

Subsection(j)(5)(C)(iii) has been rewritten to read: "The provisions of 56 Ill. Adm. Code 2610.120".

Changed "will" to "shall" in line 4 of subsection(j)(4)(B), line 7 of subsection(j)(5), and lines 2 and 4 of subsection(j)(5)(A).

In line 1 of subsection(j)(5)(A), replaced "on a regular basis" with "at least annually, and more frequently at the choice of the coordinating agents".

In line 4 of subsection(j)(5)(C), replaced "will include" with "are".

Subsection(j)(5)(C)(iii) has been rewritten to read: "The provisions of 56 Ill. Adm. Code 2610.120".

In Section 2610.Appendix A, deleted the space between "...2610." and "Appendix A".

In Section 2610.Appendix B Illustration D, deleted the space between "...2610." and "Appendix B".

In Section 2610.Appendix B Illustrations A, B, C, D, and E, item II., paragraph 1, deleted "all laws on confidentiality" and replaced it with "Section 7 of the Freedom of Information Act (Ill. Rev. Stat. 1989, ch. 116, par. 207), Sections 11-9 through 11-12 of the Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 11-9 through 11-12), 89 Ill. Adm. Code 102.30, and 7 CFR 272.1(c)-(f), 42 CFR 431.300-.307, and 45 CFR

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205.50 (1990) (no subsequent dates or editions).

In Section 2610.Appendix B, Illustrations A, B, C, D, and E, item IV., paragraph 1, replaced "and other applicable or appropriate laws, rules, regulations dealing with Civil Rights, Affirmative Action, Handicapped, and employment practices" with "and the provisions of 56 Ill. Adm. Code 2610.120".

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

13) Will these amendments replace an emergency amendment currently in effect? No.

14) Are there any amendments pending on this Part? Yes.

Section Numbers:	Proposed Action:	Illinois Register Citation:
2610.100	Amendment	August 17, 1990
2610.110	Amendment	14 Ill. Reg. 13074
2610.120	Amendment	March 15, 1991
2610.130	Amendment	15 Ill. Reg. 3641
2610.150	Amendment	March 15, 1991
		15 Ill. Reg. 3641
		August 17, 1990
		14 Ill. Reg. 13074
		August 17, 1990
		14 Ill. Reg. 13074

15) Summary and Purpose of Amendments: Amendments to the "Training Services for the Disadvantaged" rules update the coordination criteria for the Program Year (PY)'90/91. Major changes include: expansion of criteria for the educational community to include the topical area of "referral procedures"; expansion of signators for the agreement(s); revision of language in the Illinois Department of Public Aid agency specific criteria to reflect federal requirements for coordination with private industry councils; addition of planning cycle language to the topical area of "joint planning" in order to provide for effective co-planning of programs and services; and, in the Area Agency on Aging agreement, inclusion of an option for negotiating and signing an agreement with the Senior Community Service Employment Program or other not-for-profit agency administering Title V of the Older Americans Act. Additionally, the standard pages for each coordination agreement, found in Section 2610.Appendix A have been revised and a new Section 2610.Appendix B has been added to provide agency specific memorandums of understanding (Illustrations A through E).

16) Information and questions regarding these adopted amendments shall be directed to:

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Mr. John D. Taylor, Deputy Director
Department of Commerce and Community Affairs
Bureau of Program Administration
620 East Adams Street, 5th floor
Springfield, Illinois 62701
(217) 782-6136

The full text of the Adopted Amendments begins on the next page:

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TITLE 56: LABOR AND EMPLOYMENT
CHAPTER III: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

PART 2610

TRAINING SERVICES FOR THE DISADVANTAGED

Section	Legislative Base
2610.10	Definitions
2610.20	Allocation of Funds
2610.30	Local Job Training Plan
2610.40	Plan Development and Approval
2610.50	Coordination Criteria
2610.60	Allowable Activities
2610.70	Eligibility Requirements
2610.80	Waivers of Limitation of Cost
2610.90	Performance Standards
2610.100	Grievance Procedure
2610.110	Non-discrimination
2610.120	Reports and Recordkeeping Requirements
2610.130	Administrative Requirements
2610.140	Coordination Agreement
2610.Appendix A	Memorandums of Understanding
2610.Appendix B	Memorandum of Understanding Between the JTPA Service Delivery Area and the Department of Children and Family Services
Illustration A	Memorandum of Understanding Between the JTPA Substate Grantee and the Area Agencies on Aging or Other Not-For-Profit Agency Administering Title V of the Older Americans Act
Illustration B	Memorandum of Understanding Between the JTPA Title II and III and the Displaced Homemaker Program
Illustration C	Memorandum of Understanding Between the JTPA Substate Grantee and the Illinois Department of Rehabilitation Services
Illustration D	Memorandum of Understanding Between the JTPA Substate Grantee and the Illinois Department of Public Aid/Project Chance
Illustration E	

AUTHORITY: Implementing Sections 46.41 and 46.49 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, pars. 46.41 and 46.49); Section 4 of the Illinois Job Training Coordinating Council Act (Ill. Rev. Stat. 1989, ch. 48, par. 2104); and the Job Training Partnership Act (P.L. 97-300, effective October 13, 1982 (29 U.S.C. 1501), as amended by P.L. 97-404, effective December 31, 1982 (42 U.S.C. 602); P.L. 99-496, effective October 16, 1986 (29 U.S.C. 1501); P.L. 99-570, effective October 27, 1986 (21 U.S.C. 801); and P.L. 100-418, effective August 23, 1988 (20 U.S.C. 5001)) and authorized by Section 46.40(b) and 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, pars. 46.40(b) and 46.42).

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SOURCE: Adopted at 8 Ill. Reg. 17819, effective September 14, 1984; amended at 9 Ill. Reg. 6119, effective April 19, 1985; amended at 9 Ill. Reg. 13072, effective August 12, 1985; amended at 10 Ill. Reg. 4816, effective March 11, 1986; emergency amendments at 10 Ill. Reg. 12780, effective July 10, 1986, for a maximum of 150 days; amended at 11 Ill. Reg. 2738, effective January 26, 1987; amended at 11 Ill. Reg. 11954, effective July 7, 1987; amended at 12 Ill. Reg. 4128, effective February 8, 1988; amended at 13 Ill. Reg. 14875, effective September 6, 1989; amended at 14 Ill. Reg. 1976, effective January 18, 1990; amended at 15 Ill. Reg. 7595, effective May 7, 1991.

Section 2610.60 Coordination Criteria

- a) Establishment of Coordination Criteria - In accordance with Section 121(b)(1) of the Act, the Governor, in conjunction with the Illinois Job Training Coordinating Council (IJTCC), has established coordination criteria in subsection (b) for coordinating JTPA activities. The criteria shall apply for coordinating activities under the Act (including Title III) with, at minimum, the following:
- 1) programs and services provided by state and local education and training agencies (including vocational education agencies);
 - 2) public assistance agencies;
 - 3) the employment service;
 - 4) rehabilitation agencies;
 - 5) post-secondary institutions;
 - 6) economic development agencies; and
 - 7) such other agencies as the Governor determines to have a direct interest in employment and training and human resource utilization within the state.
- b) Coordination Agreement Criteria
- 1) SDA Title II administrative entities who are also Substate Area Grantees for Title III are required to have Entities which--administer--JTPA--funds--shall--negotiate coordination agreements with, at minimum, the Illinois Departments of Rehabilitation Services, Public Aid, Employment Security, Corrections, and the educational community (such as community colleges, regional-delivery systems;--area-career-centers Education for Employment Regional Delivery Systems, Regional Superintendents of

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Schools, and Area Planning Councils for Adult Education and Area Agencies on Aging (AAA)). Entities which administer JTPA funds and which also directly administer 3% Older Individuals Programs (Section 124 of the Act) must have written coordination agreements with their respective Area Agencies on Aging. Such administrative entities may, as an option, also have a coordination agreement with a not-for-profit agency administering Title V of the Older Americans Act of 1965 (42 U.S.C. 3001) in lieu of an agreement with the AAA, if deemed appropriate. Such administrative entities shall have a memorandum of understanding with the Displaced Homemakers Program (if applicable for the area) and the Department of Children and Family Services. Such administrative entities shall have an assurance statement that coordinates Substate Area (SSA) planning activities with the Private Industry Council/Local Elected Official(s) (PIC/LEO(s)) with the following provisions:

- A) The PIC and LEO(s) shall approve the SSA's two-year local plan, and subsequent modifications, prior to submission to the State.
- B) The SSA shall be provided the opportunity to present its two year plan and subsequent modifications, to the PIC and LEO(s) in its Substate Area.
- C) The SSA shall provide the PIC with a list of proposed classroom training programs including those offered by its subcontractors for PIC approval.
- D) There is a signed statement by the PIC chair, LEO(s), and SSA affirming compliance with subsections (b)(1)(A) through (C) above.

- 2) Title III - dislocated worker program operators shall be required to have formal coordination agreements with all entities which administer JTPA funds in their geographic service areas. -- in addition, Title III dislocated worker program grantees shall negotiate written coordination agreements with the Illinois Department of Employment Security and other coordinating social service agencies to supplement limited participant support funds and to avoid duplication of effort. -- The written coordination agreements developed by the Title III dislocated worker program grantee and the Illinois Department of Employment Security may be financial, nonfinancial or a combination of both. SDA Title II Administrative Entities who are not SSAs may ignore any language in the agency specific coordination

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criteria that assumes an SSA status but must have all the cited agreements and memorandum of understanding, in subsection (b)(1) above, at a minimum. However, the assurance statement cited in subsection (b)(1) above is not required.

- 3) SSAs for Title III who are not SDA Title II Administrative Entities shall have coordination agreements, at a minimum, with the SDA Title II Administrative Entity, Department of Employment Security, and the educational community. Such SSAs shall have memorandums of understanding, at a minimum, with the Area Agency on Aging (or as an option may have a memorandum of understanding with a not-for-profit agency administering Title V of the Older Americans Act of 1965, if deemed appropriate), Displaced Homemaker Program (if applicable for area), Department of Rehabilitation Services, and the Department of Public Aid.

- 4) SDA/SSA planning entities shall maintain current copies of all coordination agreements/memorandums of understanding/assurance statements and make copies available to the Department upon request. Each coordination agreement shall contain the standard pages found in Appendix A of this Part.

- 4) The Illinois Displaced Homemakers Program and the Illinois Department of Children and Family Services shall negotiate written Memorandums of Understanding with JTPA SDAs:

- 5) Each coordination agreement shall contain the standard pages found in Section 2610 Appendix A. Each memorandum of understanding shall reflect general provisions found in the appropriate agency specific memorandums of understanding in Section 100 Appendix B.

- c) Illinois Department of Public Aid (IDPA) Coordination Agreement - The IDPA and the JTPA SDAs shall establish a coordination agreement addressing specific requirements within the following topical areas:

- 1) Joint Planning - The coordinating agencies shall participate in joint planning activities which must be described in the agreement.

- A) The joint planning of activities will be facilitated through the requirement for coordinating agencies to hold, at minimum, quarterly meetings to discuss the coordination agreement and any other matters pertinent locally.

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i) The quarterly meetings must be based on a pre-established agenda, which includes, but is not limited to, the topics of program information exchange, services to common clients, the referral process and joint planning. A portion of the quarterly meeting will be devoted to an update on the Job Opportunities and Basic Skills Training (JOBS) program participation levels (participants) in the SDA.

ii) At least one of the quarterly meetings must be used as a local strategic planning session where information concerning such items as occupational and labor market information; demographic information; services available from various vendors in the areas; and linkages among service providers, at a minimum, are discussed. When a modification to the coordination agreement is necessary, a separate meeting will be held to discuss the timelines and equal sharing of responsibilities. The timelines will include a period for review, approvals and signature at the State level of not less than 2 weeks.

iii) One of the quarterly meetings must be held during the development stage of the two-year local job training plan. At least one of the quarterly meetings timed in conjunction with local planning cycles must be used as a local strategic planning session. Topics which could be discussed include but are not limited to: occupational and labor market information; demographic information; needs of clients in the area; services available from various vendors in the area; linkages among service providers; and identification and use of existing resources. All agencies which the SDA has entered into coordination agreements with shall be in attendance at this meeting in order to efficiently and effectively co-plan training and services.

iv) A strategic plan which details the process by which IDPA eligibility and available services shall be presented to dislocated workers in the event of a mass layoff or plant closing and which shall be developed and described in the

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agreement.

v) iv) A summary of the discussions at each quarterly meeting and an identification of any issues which are determined necessary to be resolved at the State level must be developed and forwarded within two weeks of following the meeting date to the IJWCC staff who will inform the council and the State IDPA Director of the liaison of any issues.

B) As part of the joint planning activities, JTPA entities will share the contents of the two-year local job training plan and subsequent modifications involving changes in either available programs or participants to be served with the coordinating agent. IDPA will be given the opportunity to review and comment upon the plan as it relates to services to public aid recipients.

C) As part of the joint planning activities, the process whereby the JOBS plan shall be presented to the PIC for review and comment (per federal regulations published October 13, 1989 at 54 FR 42247 (to be codified at 45 CFR 250.12 and 250.13) (no later amendments or editions)) shall be described. Sections concerning labor management information (LMI), delivery of services, service providers, and the growth areas for employment in the area for which training should be available shall be detailed. The State IV-A agency (in Illinois the IDPA) shall consult with the PICs on the development of arrangements and contracts under JOBS.

D) e) The Request for Proposal (RFP) for Project Chance job placement contracts will shall require proposers to document coordination with the SDA as part of their proposal to assure that services to be provided do not duplicate existing services. The SDA may request a copy of the proposal from the proposer before providing comments. IDPA shall contact the SDA prior to executing a contract if such documentation is absent or insufficient. IDPA shall acknowledge receipt of the SDA's comments, in writing, and shall take such comments into account when considering RFPs for funding. IDPA shall notify SDAs of all Project Chance proposals which successfully captured funding in their respective geographic areas or the absence of Project Chance contracts in the SDA.

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- 2) Referral Procedures - The coordinating agencies shall establish reciprocal participant referral procedures for agencies serving the same client groups. The reciprocal referral procedures shall be designed to address local needs and shall include the following information:

A) When IDPA/Project Chance staff identify a client who is in need of and can benefit from JTPA services, the client will be provided a Project Chance written referral with the address and phone number of the JTPA office and directed to apply there. Clients will also be advised to take their medical card (DPA 469) or Notice of Food Stamp Certification (DPA 360A) and their Social Security Cards with them to the JTPA office. The DPA 469 or the DPA 360A will be the primary means of verifying eligibility of public aid recipients.

B) When JTPA staff identify eligible public aid recipients who are in need of and can benefit from IDPA Project Chance support services, they will refer the client in writing to the Project Chance office to obtain these services. The Project Chance office will determine the allowable support services and forward confirmation of such to the JTPA office.

C) IDPA, SDA, and SSA staff involved in the referral process shall be cross-trained in each other's programs, services, eligibility constraints and all other pertinent information, as determined locally.

D) E) A description of the means used to communicate, at a minimum, the needs of JTPA for specific substantial segment groups (such as dropouts, women, Blacks, Hispanics, welfare recipients, individuals 55 and older, and the handicapped), individuals with particular skills or academic achievement levels to IDPA for targeted referrals of public assistance recipients when possible.

E) F) The number of Project Chance participants to be referred by IDPA to JTPA shall not be negotiated until an evaluation has been conducted of the JOBS Program effort to serve volunteers first. The percentage of "not job ready" and "near job ready" referrals shall be negotiable in the second half of the two year coordination agreement (plan). For clarification, a referral is an individual who has been referred by Project Chance staff or JTPA staff

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to the other's program. A common client is an individual served by both JTPA and Project Chance who may or may not have been referred by either entity.

F) E) The IDPA 1504 form, "JTPA Request for Status Verification and Notice of Program Participation" or an agreed upon form shall be used by JTPA to elicit the client's signature for confidentiality statement and for other purposes determined in local negotiations. If another system/form is used to accomplish these purposes, a description shall be provided.

3) Program Information Exchange - The coordinating agencies shall establish a program information exchange system and make such adjustments as necessary to strengthen communication at the local level.

A) Minimally, information on the following topics will be exchanged to maintain accuracy and mutual understanding of the programs for which the coordinating agencies are responsible:

- i) Program descriptions;
- ii) Program/services eligibility requirements;
- iii) Funding source and amount available to support activities;
- iv) Timelines; and,
- v) Availability of support services.

B) All contact regarding training, job placement and supportive services for public aid clients which is initiated by the JTPA system to IDPA will be through local Project Chance staff. IDPA will provide SDAs with a directory of Project Chance staff.

4) Services to Common Clients - The coordination agreement shall specify how JTPA and IDPA will coordinate in providing services to common clients. JTPA and IDPA will minimally reach agreement on the following issues with respect to providing services to common clients:

A) The coordination agreement shall indicate if the SDA has entered into a IDPA/Department tape match agreement. If not, a description must be included of

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the A reporting schedule and method for JTPA to provide Project Chance Specialists with the following information regarding public aid clients:

- 1) who is enrolled, including public aid recipients who were not referred by IDPA;
- 2) the current status of those who were enrolled but have dropped out of JTPA training; and
- 3) any job placements, including those enrolled enrollments-of-common-clients in on-the-job training.

B) Upon request, Project Chance will provide the SBA information to the SDA with respect to a individual public aid recipient's former work history and previous participation in training programs or current obligations under Project Chance.

C) JTPA-staff--during-application/assessment--will-ask IDPA-clients--who-were-not-referred-by--Project Chance--if--they--are--mandatory--Project--Chance participants-- --JTPA--staff--will--determine--the appropriateness-of-training-or-job-search-programs for--each--public--aid--client--enrolled-- --JTPA determinations-are-final--in-the-event-that-Project Chance-staff-do-not-agree-with-the-determination-of the--JTPA--office--they--may--request--that--the Administrator--of--the--Division--of--Employment--and Social-Services--of-IDPA-disapprove-participation-in JTPA: Project Chance staff shall acknowledge the expertise of the local JTPA staff in assessing and assigning participants to various training and/or job search activities. In the infrequent instances where agreement on a participant's assignment cannot be reached or made at the local level, Project Chance staff may submit the facts of the case to the IDPA Administrator of the Division of Employment and Training for final review and dispensation.

D) Supportive services necessitated by a public aid recipient's participation in JTPA programs which are available from IDPA will be issued by the Project Chance staff.

d) Illinois Department of Rehabilitation Services (IDORS) Coordination Agreement - The IDORS and JTPA SDAs shall establish a coordination agreement addressing specific requirements within

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the following topical areas:

- 1) Joint Planning - The coordinating agencies shall jointly plan JTPA services for mutual clients in the SDA:
- A) The joint planning of activities will be facilitated through the requirement for coordinating agents to hold, at minimum, quarterly meetings to discuss the coordination agreement and any other matters pertinent locally.
- i) The quarterly meetings must be based upon a pre-established agenda which includes, but is not limited to, the topics of program information exchange, referral process including a discussion of progress made by the SDA in meeting substantial segments service level for the handicapped, joint planning and other local concerns;

ii) At least one of the quarterly meetings timed in conjunction with local planning cycles must be used as a local strategic planning session. where--information--concerning--such--items--as Topics which could be discussed include but are not limited to: occupational and labor market information, needs of clients in the area, demographic--information, services available from various vendors in the area and, linkages among service providers, at--minimum--are discussed; and identification and use of existing resources. All agencies which the SDA has entered into coordination agreements with shall be in attendance at this meeting in order to efficiently and effectively co-plan training and services.

iii) A strategic plan shall be developed by the parties to this agreement which details the process by which DORS eligibility and available services shall be presented to dislocated workers in the event of a mass layoff or plant closing.

iv) A summary of the discussion taking place as well as an identification of any issues which are determined necessary to be resolved at the state level must be developed and forwarded to the IJTCC within two weeks following the

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meeting date.

- B) As part of the joint planning activities, JTPA entities will share the contents of the two-year local job training plan and subsequent modifications involving changes in either available program or participants to be served with the coordinating agency. IDORS will have the opportunity to review and comment upon such planned information as it relates to services to the handicapped.

- 2) Referral Procedures - The coordinating agencies shall establish reciprocal participant referral procedures for agencies serving the same client groups. The reciprocal referral procedures shall be designed to address local needs and shall include the following information:

- A) A description of how and under what circumstances, referrals will be made from JTPA to IDORS.
- B) A description of how referrals will be made from IDORS to JTPA identifying any services which are provided or will be provided to the client from IDORS, and the name of the staff making the referral.
- C) A description of the methods utilized to track the outcome of referrals from IDORS to JTPA.
- D) A description of the methods utilized to communicate JTPA needs regarding specific substantial segment groups, individuals with particular skills or academic achievement levels, at a minimum, to IDORS for targeted referrals of the handicapped.
- E) The number of handicapped to be referred by IDORS to JTPA.

- 3) Program Information Exchange - The coordinating agencies shall establish a program information exchange system and make such adjustments as necessary to strengthen communications at the local level. Information on the following topics will be exchanged to maintain accuracy and mutual understanding of the programs for which the coordinating agencies are responsible, at minimum:

- A) Program descriptions;
- B) Program/services eligibility requirements;

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- C) Funding source and amount available to support activities;
- D) Timelines; and,
- E) Availability of support services.

- e) The educational community and JTPA SDAs/SSAs shall establish a coordination agreement(s) addressing specific requirements within the following topical areas:

- 1) Joint Planning - The coordinating agencies shall jointly plan JTPA services for mutual clients in the SDA/SSA.

- A) The joint planning of activities will be facilitated through the requirement for coordinating agencies to hold, at minimum, quarterly meetings to discuss the coordination agreement and any other matters pertinent locally.

- i) The quarterly meetings must be based on a pre-established agenda which includes, but is not limited to, a discussion of program information exchange, joint planning and other local concerns;

- ii) At least one of the quarterly meetings timed in conjunction with local planning cycles must be used as a local strategic planning session, where--information--concerning--such--items--as Topics which could be discussed include but are not limited to: occupational and labor market information, demographic information, services available from various vendors in the area and, linkages among service providers, at--minimum, are-discussed; and identification and use of existing resources. All agencies which the SDA has entered into coordination agreements with shall be in attendance at this meeting in order to efficiently and effectively co-plan training and services.

- iii) In those instances where an SDA combines its quarterly meetings with other mandated coordinating agents, then at least one meeting (a separate meeting or in conjunction with a regularly scheduled quarterly meeting) shall be required with all of the education liaisons and JTPA representatives. Topics which shall be

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discussed include testing, assessment, vocational counseling, and the granting of academic credit for JTPA program participation to facilitate an awareness of each other's roles and to avoid unnecessary duplication.

iviiiA summary of the discussions taking place at each required meeting as well as an identification of any issues are determined necessary to be resolved at the state level which must be developed and forwarded to the IJTC within two weeks following the meeting date.

B) As part of the joint planning activities, SDAs, SSAs, and education liaisons will share the contents of the two-year local job training plans, the Title III substate plans, the education for employment plans, and the adult education area plans respectively, and as well as any subsequent major modifications involving changes in either available programs or participants to be served with the coordinating agency agents. The agencies will have the opportunity to review and comment upon such plans. Educational agencies will have the opportunity to review and comment on such planned information; particularly in such areas as academic classroom training; vocational classroom training; youth programming; youth competencies (56-iii-Adm-Code 2600-20); and occupational and labor market information.

C) JTPA will have the opportunity to review and comment on local vocational education plans with emphasis on areas described in subsection (e)(1)(B) as well as any populations targeted for special services in the plans/modifications. SSAs and local educational agencies shall negotiate with the community college presidents and the Illinois Association of Student Financial Aid Administrators for documenting dislocated worker status for individuals seeking educational financial assistance under the 1986 amendments to the Higher Education Act (Public Law 99-498 (20 U.S.C. 1000 et seq.)).

D) JTPA and local educational agencies will discuss requirements in Title II-B (Sections 251-255 of the Act) that all participants must have reading and math skills assessed to identify need for remediation.

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the intent of these discussions is to explore the development and implementation of any linkages between JTPA and education to avoid duplication among these activities.

E) JTPA and educational agencies will examine under what circumstances youth shall be able to obtain academic credit for participation in JTPA programs.

2) Program Information Exchange - The coordinating agencies shall establish a program information exchange system and make such arrangements as are necessary to strengthen communication at the local level.

A) Information on the following topics will be exchanged to maintain accuracy and mutual understanding of the programs for which the coordinating agencies are responsible: Education and JTPA liaisons shall exchange information on each other's programs, services and eligibility requirements as often as necessary to maintain accuracy and a mutual understanding of the programs.

i) Program descriptions;

ii) Program/services eligibility requirements;

iii) Funding--source/amount--available--to--support activities;

iv) Timeliness; and;

v) Availability of support services.

B) A narrative description or a flow chart of the process The agreement shall describe the process that is used to exchange program information among education liaisons and JTPA, including the dissemination of JTPA information among different entities in the local educational community as appropriate and necessary to affect coordination.

C) The means by which educational agencies can access Private Industry Councils for purposes of enhancing its understanding of vocational education programs and services and identifying ways in which JTPA and vocational education can better complement each other.

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- B) the means by which the JTPA system can access the vocational-education advisory structure for purposes of enhancing its understanding of JTPA.

- 3) Referral Arrangements - By the second year of the two year plan, the coordinating agents shall develop reciprocal participant referral procedures to comply with the coordination criteria specified in this Section. The reciprocal referral procedures shall include the following information:

- A) A description of how and under what circumstances, referrals shall be made from JTPA for both youth and adults to vocational or academic programs or both.

- B) A description of how referrals shall be made from education to JTPA including some method of identifying any services that are provided, or that shall be provided, to the client from education and the name of the staff or educator making the referral, as well as methods used to communicate the needs of JTPA and education for specific substantial segment groups, individuals with particular skills or academic achievement levels for targeted referrals of priority populations.

- f) The Illinois Department of Employment Security (IDES) Coordination Agreement - The IDES and JTPA SDAs/SSAs shall establish a coordination agreement. This coordination agreement shall serve as the local component plan required by JTPA amendments to the Wagner-Peyser Act (29 U.S.C. 49g). The coordination agreement will address specific requirements within the following topical areas:

- 1) Joint Planning - The coordinating agencies shall jointly plan JTPA services for mutual clients in the SDA/SSA.

- A) The joint planning activities will be facilitated through the requirement for coordinating agencies to hold, at minimum, quarterly meetings to discuss the coordination agreement and any other matters pertinent locally.

- i) The quarterly meetings must be based on a pre-established agenda which includes, but is not limited to, the topics of program information exchange, referral process, joint planning and other local concerns.

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- ii) At least one of the quarterly meetings timed in conjunction with the local planning cycles, must be used as a local strategic planning session. ~~where--information--concerning--such items--as~~ Topics which could be discussed include, but are not limited to, occupational and labor market information, demographic information, needs of clients in the area (including veterans), services available from various vendors in the area, and linkages among service providers, identification of existing resources, and the use of existing resources. ~~at minimum, are discussed.~~

- iii) At least one quarterly meeting must be used as a local strategic planning session to determine the responsibilities and roles of each entity for the delivery of programs and services to dislocated workers under two separate circumstances. For mass layoff/plant closings, the coordination agreement must specify under what conditions IDES shall provide services on-site for any, or all, of the following: claims taking for unemployment insurance benefits; registration for services of the Job Service; outstationing of staff and equipment; job aptitude testing and scoring, when determined necessary at the local level; and analysis of local labor market trends and opportunities for employment. For service to the dislocated worker population at large, the coordination agreement must describe coordination strategies between the SSA and IDES that include: job aptitude testing, scoring and assessment; the provision of assistance in the preparation of petitions for Trade Act Assistance (TAA); and delivery of training for individuals who are both Title III and TAA eligible.

- iv) ~~ivii~~A written summary of the discussions taking place at each quarterly meeting as well as an identification of any issues which are determined necessary to be resolved at the State level must be developed and forwarded to the JOTCC within two weeks following the meeting date.

- B) As part of the joint planning activities, JTPA

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entities will share the contents of the two-year local job training plan, the two-year local substrate area plan for Title III, and subsequent modifications to either plan involving changes in either available programs or participants to be served by with the coordinating agent or describe the role of the IDES representative on the PIC in the planning process agency.

H) SDAs desiring to participate will indicate linkages which will enable them to provide targeted jobs tax credit (see 14 Ill. Adm. Code 520.600) vouchering services for participants including the identification of any not-for-profit subcontractors who are approved by IDES to also participate. SDAs not desiring to participate in JUTC vouchering will so note in their agreements.

C) The IDES Consolidated Office and Regional Office Plans of Service, including those developed by local employment security offices, shall be made available to SDAs and/or SSAs at any time upon request for educational and informational purposes to facilitate joint planning. The IJTCC will transmit a copy of the annual Wagner-Peyser Plan to the SDA; any SDA comments may be submitted to the IJTCC staff prior to IJTCC review.

E) SDAs and SSAs shall indicate in the agreement whether they will participate in the Job Order Access component of the Employ Illinois which is an optional initiative provided by IDES involving automated listings of all job orders, e.g., training classes, OJTs and unsubsidized job openings.

H) The SBA's and their subcontractors will routinely provide IDES with a list of PIC approved classroom training programs and other special courses being offered by the SBA; 30-45 days prior to the beginning of a course; to allow for referrals of clients to JYPA for training. IDES shall be notified when classes are filled so referrals to those classes will be discontinued.

F) SDAs shall indicate if they will voucher for Targeted Jobs Tax Credit (JTTC) (see 14 Ill. Adm. Code 520.600) eligibility for participants including the identification of any not-for-profit subcontractors who are approved by IDES to also participate. Those SDAs not desiring to participate in JTTC vouchering will so note in their agreements.

D/E) SDAs and SSAs will indicate in the agreement whether they will participate in the Job Order Access component of the Employ Illinois initiative of IDES which is an optional initiative provided for by IDES involving automated listings of all job orders, e.g., training classes, OJTs and unsubsidized job openings placements, and describe specifically how coordination, job development and employer contacts will occur.

G) SDAs and SSAs shall describe specifically how coordination of job development and employer contacts shall occur in the local area, including the roles and responsibilities of each agency. The process describing how IDES, SSA and SDA staff involved in employer contacts and job development shall be cross-trained in each other's programs, services, eligibility constraints and all other pertinent information shall be outlined.

F) For those SDAs participating in the Job Order Access Component of the Employ Illinois initiative, IDES will provide for placement of 10% of the referrals from the SBA unless the Coordination Agreement reflects a higher percentage that is negotiated locally.

H) The SDAs and SSAs shall also describe specifically how coordination of job development and employer contacts, as well as the staff cross-training and interface, shall occur with not-for-profit subcontractors who provide placement services in the SDAs.

G) IDES and SDA staff involved in employer contacts and job development will be cross-trained in each other's programs, services, eligibility constraints and all other pertinent information.

2) Referral Arrangements - The coordinating agencies shall establish reciprocal participant referral procedures for agencies serving the same client groups. IDES will promptly refer all JYPA-eligible clients in need of employment and training services. The SBA will state the number of referrals expected from the IDES local office in the agreement. The reciprocal referral procedures shall be designed to address local needs and shall include the

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following: The coordinating agencies shall review current reciprocal participant referral procedures and modify them, as necessary, to comply with the following:

- A) IDES will promptly refer all JTPA eligible clients in need of employment and training services including veterans to the SBA. The SBA will state the number of referrals expected from the IDES local office in the agreement.
- B) The SBA and IDES will locally determine the procedures to expeditiously provide necessary feedback to IDES on the status/outcome of all referrals, including, but not limited to, mechanisms for information exchange, frequency of information exchange and timeframes for SBA response. The specific methodology and target populations (including veterans, dislocated workers, and job ready individuals) for reciprocal referrals shall be detailed in the negotiated agreement between the SDA, SSA, and local IDES office(s).
- C) The coordinating agencies will similarly determine locally how the SBA will be provided feedback on individuals referred to IDES for placement including, but not limited to, mechanisms for information exchange, frequency of information exchange and timeframes for SBA response. IDES shall promptly refer all Title III eligible clients including veterans in need of employment and training services at the point of initial filing for unemployment insurance benefits to allow clients to enter training prior to the 13th benefit week and, therefore, be eligible for Title III needs based payments when unemployment insurance (U.I.) benefits are exhausted.
- D) The methodology and target populations for reciprocal referrals must be specified in the agreement between the SBA and local IDES office(s). IDES shall notify SSAs of TAA eligible individuals to ensure that client services are closely coordinated on an individual basis. SSAs shall cooperate with IDES to dovetail EDWAA Services with those provided to individuals as a result of their TAA petitions.
- E) Where a program authorized under Section 7(b) of the Wagner-Peyser Act (29 U.S.C.A. 49f(b)) is in place, IDES, Illinois Department of Children and Family Services (IDCFS), and the SDA will discuss local

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implementation and tracking of the IDES/IDCFS arrangement whereby IDES performs Wagner-Peyser activities on behalf of referrals from IDCFS.

- F) The SDA, SSAs and IDES shall locally determine and describe the procedures to expeditiously provide feedback to IDES, when requested, on the status/outcome of all referrals, including, but not limited to, mechanisms for information exchange, frequency of information exchange and timeframes for SDA and SSA responses.
 - G) F) Training will be provided locally to SBA and IDES staff involved in referral arrangements. The coordination agents shall determine locally and describe in their agreement how the SDA and SSA shall be provided feedback on individuals referred to IDES for placement including, but not limited to, mechanisms for information exchange, frequency of information exchange and timeframes for SDA and SSA responses.
 - H) G) SDA and SSA job orders will only receive JTPA eligible referrals from IDES until such time that the SDA and SSA releases the order to allow for other referrals.
 - I) H) All necessary information will be promptly shared when either entity makes a placement. The procedures to cross-train the local SDA, SSA and IDES staff involved in referral arrangements shall be described.
 - J) SDA and SSA job orders shall only receive JTPA eligible referrals from IDES until such time that the SDA or SSA releases the order to allow for other referrals.
- 3) Program Information Exchange - The coordinating agencies shall establish a program information exchange system and make such adjustments as necessary to strengthen communication at the local level.
- A) IDES will provide SSAs and SDAs through the Department, the following information from IDES's computerized systems:
 - i) Selected data from the Permanent Mass Layoff and Plant Closing System.

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ii) Selected data from the ES-202 which lists all employers in Illinois includes employer name, address, standard industrial classification (SIC) codes, and trends/projections.

iii) Data on new employers who become covered under the Unemployment Insurance Act.

iv) Data elements from the Benefit Information System (BIS) on a monthly basis.

v) SDAs will have access to selected data on Job Service applicants, including data available on the Applicant-Retrieval System.

B) The SDAs and/or SSAs, and their subcontractors shall provide IDES with a list of PIC approved classroom training programs and other special courses being offered by the SDA 30-45 days prior to the beginning of a course, to the extent possible, in order to allow for referrals of clients to JTPA for training. IDES should be notified when classes are filled so that referrals to those classes shall be discontinued.

C) Upon request by IDES, SDAs and SSAs will provide advise IDES with of the following information on programs:

- i) program descriptions,
- ii) funding source/amounts,
- iii) eligibility criteria,
- iv) timelines, and,
- v) availability of support services, and
- vi) a listing of subcontractors who provide placement services.

D) SDAs will inform their subcontractors of the provisions of this coordination agreement and will take steps to assure compliance. IDES will provide the SSAs the following information on individuals involved in TAA training:

- i) TAA training and services provided;

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- ii) TAA benefit status; and
- iii) The potential for receiving additional TAA benefits.

E) SDAs and SSAs shall provide the local IDES office(s) with brochures, fliers or other information to be handed out with a referral to JTPA.

F) SSAs shall provide IDES with the proposed types of training, costs of training, and information on needs based payments for TAA eligible individuals prior to training to allow IDES to approve training thereby protecting TAA individuals from losing future TAA and TAA benefits.

G) SDAs and SSAs shall explain their procedure to advise their subcontractors of the provisions of this coordination agreement and the appropriate steps to assure compliance.

g) Area Agencies on Aging (AAA) Coordination Agreement(s) - Entities which administer JTPA funds and which also directly administer 3% Older Individuals Programs shall have written coordination agreements with their respective AAA. This coordination agreement will address specific requirements within the following topical areas:

1) Joint Planning - The coordinating agencies shall jointly plan JTPA services for mutual clients in the SDA.

A) The joint planning of activities will be facilitated through the requirement for coordinating agents to hold, at minimum, quarterly meetings to discuss the coordination agreement and any other matters pertinent locally.

i) The quarterly meetings must be based on a pre-established agenda which includes, but is not limited to, the topics of program information exchange, services to common clients, referral process, joint planning and other local concerns.

ii) At least one of the quarterly meetings timed in conjunction with local planning cycles must be used as a local strategic planning session. where information concerning such items as Topics which could be discussed include but are

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not limited to: occupational and labor market information, demographic information, needs of clients in the area, services available from various vendors in the area, and linkages among service providers, and identification and use of existing resources. at -- minimum, -- are discussed. All agencies needed to efficiently and effectively co-plan training and services should be in attendance at this meeting.

iii) A strategic plan shall be developed by the parties to this agreement which details the process for AAA eligibility and services to be presented to dislocated workers in the event of a mass layoff or plant closing.

iv) A summary of the discussions taking place as well as an identification of any issues which are determined necessary to be resolved at the State level must be developed and forwarded to the IJTC within two weeks following the meeting date.

B) As part of the joint planning activities, JTPA entities will share the contents of the two-year local job training plan and subsequent major modifications involving changes in either available programs or participants to be served with the coordinating agent. AAA/Senior Community Service Employment Program (SCSEP) will have the opportunity to review and comment on such planned information as it relates to services to older individuals under Title II-A (Sections 201-205 of the Act) and, the 3% program, and Title III.

2) Referral Arrangements - The coordinating agencies shall establish reciprocal participant referral procedures for agencies serving the same client groups. The reciprocal referral procedures shall be designed to address local needs and shall include the following information:

- A) A description of how and under what circumstances referrals will be made from JTPA to AAA/SCSEP.
- B) A description of how referrals will be made from AAA/SCSEP to JTPA including some means of identifying services which are provided or to be provided to the client from AAA/SCSEP, and the name of the staff making the referral.

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C) A description of the method(s) utilized to track the outcome of the referrals from AAA/SCSEP to JTPA.

D) A description of the means utilized to communicate the needs of JTPA for specific substantial segment groups, individuals with particular skills or academic achievement levels, at minimum, to AAA/SCSEP for targeted referrals of older individuals.

E) A minimum number of older individuals which will be referred by AAA/SCSEP to JTPA.

3) Program Information Exchange - The coordinating agencies shall establish a program information exchange system.

A) Minimally, information on the following topics will be exchanged to maintain accuracy and a mutual understanding of the programs for which the coordinating agencies are responsible:

- i) Program descriptions;
- ii) Program/services eligibility requirements;
- iii) Funding source/amount available to support activities;
- iv) Timelines; and
- v) Availability of support services.

B) A narrative description or flow chart of the process which is used to exchange program information including the dissemination of JTPA information among different organizations serving the elderly where such distribution will facilitate access of older individuals to JTPA.

4) Services to Common Clients - The coordination agreement shall specify how JTPA and AAA/SCSEP will coordinate in providing services to common clients.

A) Local arrangements to share information with respect to older individuals which may assist in the assessment process such as that which may reflect skill identification, confidence building activities, education and training goals.

B) Arrangements to ensure the provision of supportive

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services to older individuals as necessary to affect a positive experience in the training program or activity.

- h) The Illinois Department of Corrections (IDOC) Coordination Agreement - IDOC and JTPA SDAs shall establish a coordination agreement addressing specific requirements within the following topical areas:

- 1) Joint Planning - The coordinating agencies shall jointly plan JTPA services for mutual clients in the SDA.

- A) The joint planning of activities will be facilitated through the requirement for coordinating agents to hold, at minimum, quarterly meetings to discuss the coordination agreement and any other matters pertinent locally.

- i) The quarterly meetings must be based upon a pre-established agenda which includes, but is not limited to, the topics of program information exchange, services to common clients, referral process, joint planning and other local concerns.

- ii) At least one of the quarterly meetings must be used as a local strategic planning session where information concerning such items as occupational and labor market information, demographic information, services available from various vendors in the area, and linkages among service providers, at minimum, are discussed.

- iii) A summary of the discussions taking place as well as an identification of any issues which are determined necessary to be resolved at the state level must be developed and forwarded to the IJTCC within two weeks following the meeting date.

- B) As part of the joint planning activities, JTPA entities will share the contents of the two-year local job training plan and subsequent modifications involving changes in either available programs or participants to be served with the coordinating agencies.

- 2) Referral Procedures - The coordinating agencies shall

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establish reciprocal participant referral procedures for agencies serving the same client groups. The reciprocal referral procedures shall be designed to address local needs and shall include the following information:

- A) A description of how referrals will be made from IDOC to JTPA including some means of identifying any services which are provided or to be provided to the client from IDOC and the name of the staff making the referral.

- B) A description of the methods utilized to track the outcome of referrals from IDOC to JTPA.

- C) A description of the methods utilized to communicate JTPA needs for substantial segment groups, individuals with particular skill or academic achievement levels, at minimum, to IDOC for targeted referrals of ex-offenders when possible.

- B) ~~A--minimum--number--of--ex-offenders--which--will--be referred-by-IDOC-to-JTPA.~~

- 3) Program Information Exchange - The coordinating agencies shall establish a program information exchange system. Information on the following topics shall be exchanged to maintain accuracy and mutual understanding of the programs for which the coordinating agencies are responsible, at minimum:

- A) Program descriptions;

- B) Program/services eligibility requirements;

- C) Funding source/amounts available to support activities;

- D) Timelines; and,

- E) Availability of support services.

- 4) Services to Common Clients - The coordination agreement shall specify how JTPA and IDOC will coordinate in providing services to common clients. JTPA and IDOC will minimally reach agreement on the following issues with respect to providing services to common clients:

- A) Local arrangements to share information with respect to ex-offenders to assist in the assessment process

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such as prior work histories, training completed, supportive services needed, etc.;

- B) Arrangements to ensure the provision of supportive services to IDOC clients as necessary to affect a positive experience in the training program or activity.

i)

Title II Administrative Entities and Title III Substate Grantee coordination agreement - JTPA Title II Administrative Entities (who are not Substate Area Grantees) and Substate Area Grantees shall establish a coordination agreement addressing specific requirements within the following topical areas:

- 1) Joint Planning - The coordinating agents shall participate in joint planning activities.

A)

The joint planning of activities shall be facilitated through the requirement for coordinating agents to hold, at minimum, quarterly meetings to discuss the coordination agreement and any other matters pertinent locally.

i)

The quarterly meetings shall be based upon a pre-established agenda which includes, but is not limited to, the topics of program information exchange, referral process, joint planning and other local concerns.

ii)

At least one of the quarterly meetings shall be used as a local strategic planning session to discuss information concerning such items as occupational and labor market information, demographic information, services available from various vendors in the area, and linkages among service providers.

iii)

A summary of the discussions at each quarterly meeting as well as an identification of any issues which are determined necessary to be resolved at the State level shall be developed and forwarded to the IJTCC staff within two weeks following the meeting date.

B)

As part of the joint planning activities, the substate grantee shall share the contents of the two-year local plan for employment and training assistance for dislocated workers and subsequent modifications involving changes in either available

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programs or participants to be served with the SDA grant recipient, the PIC, and the LEO(s) in its SSA.

- i) The PIC and LEO(s) shall approve the SSA's two-year local plan, and subsequent modifications, prior to submission to the State.

ii)

The Substate Area Grantee shall be provided the opportunity to present its two-year plan, and subsequent modifications, to the PIC and LEO(s) in its SSA.

C)

The SDA two-year local job training plan, and subsequent modifications, shall be made available to substate grantees at any time, upon request, for educational and informational purposes to facilitate joint planning.

D)

The substate grantees shall provide the PIC with a list of proposed classroom training programs including those offered by its subcontractors for PIC approval.

E)

Substate grantees shall indicate in the agreement specifically how coordination in the areas of job development and employer contacts with the SDA entities will occur.

F)

JTPA Title III and Title II staff involved in employer contacts and job development shall be cross-trained in each other's programs, services, eligibility constraints and in all other pertinent information.

2)

Referral Arrangements - The coordinating agencies shall review current reciprocal participant referral procedures and modify them, as necessary, to comply with these coordination criteria.

A)

The substate grantee shall promptly refer all JTPA Title II or IBO eligible clients in need of employment and training services. The grant recipient shall state the number of referrals expected from the SSAs intake center(s).

B)

SDAs shall refer all JTPA Title III eligible clients in need of employment and training services. The substate grantee shall state the number of referrals

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c) expected from the SDAs intake center(s) in the agreement.

C) The reciprocal referral procedures shall include the following information:

i) A description of how referrals shall be made from the Title III to the Title II administering agents.

ii) A description of how referrals shall be made from the Title II to the Title III administering agents.

iii) A description of how training shall be provided locally to Title III and Title II staff involved in referral arrangements.

iv) A description of the methods used to track the outcome of the referrals from both the JTPA entities.

3) Program Information Exchange - The coordinating agencies shall review their current system for exchanging program information and make such adjustments as they determine necessary to strengthen communication at the local level.

A) Upon request, substate grantees shall advise the SDA entities of the following information on programs:

i) Program descriptions;

ii) Funding source/amounts;

iii) Eligibility criteria;

iv) Timelines; and

v) Availability of support services.

B) Upon request, SDA entities shall advise the substate grantee of the following information on programs:

i) Program descriptions

ii) Funding source/amounts;

iii) Eligibility criteria;

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iv) Timelines; and

v) Availability of support services.

i)++ Memorandums of Understanding Criteria - The purpose of the Memorandum of Understanding is to facilitate and maintain an interagency system for the coordination of services to mutual clients. This Memorandum of Understanding is a non-financial commitment to provide for the coordination of such services through provision for the mutual exchange of information and the referral of eligible individuals to appropriate employment and training programs and supportive services. The parties to this Memorandum are committed to confidentiality with regard to interagency communication concerning mutual clients and will respect and observe either agencies' confidentiality policies as well as the provisions of Section 7 of the Freedom of Information Act (Ill. Rev. Stat. 1987 1989, ch. 116, par. 207). The parties to this Memorandum will appoint individuals to serve as interagency liaisons to facilitate coordination and the sharing of information. The designated interagency liaisons shall be identified in an Addendum to this Memorandum of Understanding. This Memorandum of Understanding is a statement of commitment by each party. Amendments to provisions may be made by mutual consent. Both parties will participate in an annual evaluation of the provisions of this Memorandum.

1) The Displaced Homemaker Program (56 Ill. Adm. Code 2640) and JTPA SDAs/SSAs shall enter into a Memorandum of Understanding to facilitate and maintain an interagency system for the coordination of services to mutual clients. This Memorandum may be withdrawn at any time by written communication, dated and signed by the Chairperson of the Private Industry Council or the Director, or otherwise responsible person for the Displaced Homemaker Center. The following topical areas with specific requirements will be addressed in this Memorandum of Understanding:

A) Exchange of Information - The SDA/SSAs and the Displaced Homemaker Program will exchange program information on a regular basis. The procedures to be used in exchanging this information will be identified in an addendum to the memorandum. Information to be exchanged includes, but is not limited to:

- i) Schedule of meetings of advisory bodies/
Private-Industry-Councils PICs;
- ii) Copies of job training plans;

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iii) Grant applications or other funding requests;

iv) Program descriptions;

v) Funding sources and amounts;

vi) Targeted participants if any; and

vii) Timeframes for program enrollments/operations.

B) Referrals - A referral system shall be developed by the SDA/SSA and the Displaced Homemaker Program. Referrals and information exchange forms will be developed. All such documents will be attached as an Addendum to this Memorandum. Referral documents and a description of the referral system shall become the formal operating referral procedures between the SDA and the Displaced Homemaker Program.

C) Administrative - The SDA/SSA and the Displaced Homemaker Program and their administrative entities and are committed to compliance with all appropriate and applicable laws, rules and regulations. These will include:

i) Title VI of the Civil Rights Act of 1964 as amended (42 U.S.C. 2000e et seq.);

ii) Section 504 of the Rehabilitation Act (29 U.S.C. 794); and

iii) All other applicable or appropriate laws, rules, regulations pertaining to civil rights, affirmative action, handicapped, and employment practices (56 Ill. Adm. Code 2610.120).

2) The IDCFS and JTPA SDAs shall enter into a Memorandum of Understanding to facilitate and maintain an interagency system for the coordination of services to mutual clients. Amendments to provisions of this memorandum may be made by mutual consent. Both parties will participate in an annual evaluation of the provisions of this memorandum. This memorandum may be withdrawn at any time through written communication dated and signed by the chairperson of the Private-Industry-Council PIC or the Regional Director of the IDCFS (or his/her designee). The following topical areas with specific requirements will be addressed in this Memorandum of Understanding:

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A) Exchange of Information - The SDA and the IDCFS regional and local offices will exchange program information on a regular basis. The information to be exchanged and the procedures to be used in exchanging the information must be identified in an Addendum to this Memorandum. The parties to this Memorandum are committed to confidentiality with regard to interagency communication concerning mutual clients and will respect and observe either agencies' confidentiality. The parties to this Memorandum will appoint an individual to serve as interagency liaison to facilitate coordination and the sharing of information. The designated interagency liaisons shall be identified in an Addendum to this Memorandum of Understanding. The SDA and the IDCFS regional and local offices, in an effort to better understand each other's operation, will exchange program information on a regular basis. Information to be exchanged includes, but is not limited to:

i) A schedule of meetings of advisory bodies/Private Industry Councils;

ii) Copies of job training plans;

iii) Grant applications or other funding requests;

iv) Program descriptions;

v) Funding sources and amounts;

vi) Targeted participants (if any); and

vii) Timeframes for program enrollments/operations.

B) Referrals - The IDCFS will meet with appropriate representatives of the IDES and the SDA to discuss and negotiate referral arrangements for IDCFS youth to discuss and negotiate referral arrangements for IDCFS youth to access the JTPA system. A discussion of information which will be used in exchanging such information will be developed and attached to this Memorandum as an Addendum. Included in the negotiations will be a discussion of:

i) the role of IDCFS subcontractors in making direct referrals to the JTPA system;

ii) the role of IDES in referring IDCFS youth to

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the JTPA system; and

- iii) how and from whom IDCFS will receive information regarding the status of youth referrals.

- C) Administrative - The SDA and the IDCFS are committed to compliance with all appropriate and applicable laws, rules and regulations. These will include:

- i) Civil Rights Act of 1964 and 1966;
- ii) Section 504 of the Rehabilitation Act (29 U.S.C. 794);
- iii) All other applicable or appropriate laws, rules, regulations pertaining to civil rights, affirmative action, handicapped and employment practices (56 Ill. Adm. Code 2610.120).

3)

The AAA, or other not-for-profit agency, administering Title V or the Older Americans Act, and JTPA SSAs shall enter into a memorandum of understanding to facilitate and maintain an interagency system for the coordination of services to mutual clients. This memorandum may be withdrawn at any time by written communication, dated and signed by the Chairperson of the Private Industry Council or the Director, or otherwise responsible person for the AAA. The following topical areas with specific requirements shall be addressed in this memorandum of understanding:

- A) Exchange of Information - The SDA/SSAs and the AAA shall exchange program information on a regular basis. The procedures to be used in exchanging this information shall be identified in an addendum to the memorandum. Information to be exchanged includes, but is not limited to:

- i) Schedule of meetings of advisory bodies/PICs;
- ii) Copies of job training plans;
- iii) Program descriptions;
- iv) Funding sources and amounts;
- v) Targeted participants if any; and

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- vi) Timeframes for program enrollments/operations.

- B) Referrals - A referral system shall be developed by the SDA/SSA and the AAA. Forms shall be developed which detail how referrals are to be made and information exchanged. All such documents shall be attached as an addendum to the memorandum. Referral documents and a description of the referral system shall become the formal operating referral procedures between the SDA and the AAA.

- C) Administrative - The SDA/SSA and the AAA and their administrative entities are committed to compliance with all appropriate and applicable laws, rules and regulations. These are:

- i) Title VI of the Civil Rights Act of 1964 as amended (42 U.S.C. 2000e et seq.);
- ii) Section 504 of the Rehabilitation Act (29 U.S.C. 794); and
- iii) The provisions of 56 Ill. Adm. Code 2610.120.

4)

The Department of Rehabilitation Services (DORS) and JTPA SSAs shall enter into a memorandum of understanding to facilitate and maintain an interagency system for the coordination of services to mutual clients. This memorandum may be withdrawn at any time by written communication, dated and signed by the Chairperson of the PIC or the Rehabilitation Services Supervisor. The following topical areas with specific requirements will be addressed in this memorandum of understanding:

- A) Exchange of Information - The SDA/SSAs and the DORS shall exchange program information at least annually, and more frequently at the choice of the coordinating agents. The procedures to be used in exchanging this information shall be identified in an addendum to the memorandum. Information to be exchanged includes, but is not limited to:

- i) Schedule of meetings of advisory bodies/PICs;
- ii) Copies of job training plans;
- iii) Grant applications or other funding requests;
- iv) Program descriptions;

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- v) Funding sources and amounts;
- vi) Targeted participants if any; and
- vii) Timeframes for program enrollments/operations.

B) Referrals - A referral system shall be developed by the SDA/SSA and the DORS. Referrals and information exchange forms shall be developed. All such documents shall be attached as an addendum to this memorandum. Referral documents and a description of the referral system shall become the formal operating referral procedures between the SDA and the DORS.

C) Administrative - The SDA/SSA and the DORS and their administrative entities are committed to compliance with all appropriate and applicable laws, rules and regulations. These are:

- i) Title VI of the Civil Rights Act of 1964 as amended (42 U.S.C. 2000e et seq.);
- ii) Section 504 of the Rehabilitation Act (29 U.S.C. 794); and
- iii) The provisions of 56 Ill. Adm. Code 2610.120.

5) The IDPA and JTPA SSAs shall enter into a memorandum of understanding to facilitate and maintain an interagency system for the coordination of services to mutual clients. This memorandum may be withdrawn at any time by written communication, dated and signed by the Chairperson of the PIC or the Director of the IDPA. The following topical areas with specific requirements shall be addressed in this memorandum of understanding:

- A) Exchange of Information - The SDA/SSAs and the IDPA shall exchange program information at least annually, and more frequently at the choice of the coordinating agents. The procedures to be used in exchanging this information shall be identified in an addendum to the memorandum. Information to be exchanged includes, but is not limited to:
 - i) Schedule of meetings of advisory bodies/PICs;
 - ii) Copies of job training plans;
 - iv) Program descriptions;

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- v) Funding sources and amounts;
- vi) Targeted participants if any; and
- vii) Timeframes for program enrollments/operations.

B) Referrals - A referral system shall be developed by the SDA and the IDPA. Referrals and information exchange forms will be developed. All such documents will be attached as an addendum to this memorandum. Referral documents and a description of the referral system shall become the formal operating referral procedures between the SDA and the DORS.

C) Administrative - The SDA/SSA and the DPA and their administrative entities are committed to compliance with all appropriate and applicable laws, rules and regulations. These are:

- i) Title VI of the Civil Rights Act of 1964 as amended (42 U.S.C. 2000e et seq.);
- ii) Section 504 of the Rehabilitation Act (29 U.S.C. 794); and
- iii) The provisions of 56 Ill. Adm. Code 2610.120.

(Source: Amended at 15 Ill. Reg. 7595, effective May 7, 1991)

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Section 2610. Appendix A Coordination Agreement

PURPOSE STATEMENT

WHEREAS, the (Illinois Department of/AAA/ Educational Institutions) _____, are agencies with the common purpose of assisting individuals who are unemployed, underemployed and economically disadvantaged to obtain unsubsidized employment and thus, become self-sufficient; and,

WHEREAS, each agency specified above recognizes that a limited amount of resources is available in the area to provide programs and services to accomplish this purpose; and,

WHEREAS, each agency is committed to eliminating unnecessary duplication of programs and services, maximizing all available resources in a coordinated and integrated fashion, and providing the necessary support services to participants to ensure, to the extent possible, a positive employment and training experience;

The (Illinois Department of/AAA/Educational Institutions) _____ and the (JTPA Entity) _____ enter into this coordination agreement to formalize their commitment to achieving their common purpose in accordance with the procedures herein outlined.

NATURE OF AGREEMENTS

This Coordination Agreement is (nonfinancial/financial) in nature. (As a nonfinancial agreement it does not commit either agency to expenditure of funds to carry out these coordination activities. This agreement shall serve as the statement of work portion of the financial contract between the agencies.)

INTERAGENCY COORDINATION LIAISONS

Representing the (Illinois Department of/AAA/Educational Institutions) _____ in all routine matters regarding interagency coordination with the JTPA system will be _____.

Representing the (JTPA Entity) _____ in all routine matters regarding interagency coordination with the (Illinois Department of/AAA/Educational Institutions) _____ will be _____.

The above named designated liaisons are hereby assigned the additional responsibility for convening and hosting quarterly meetings and submitting required documentation addressed in the agreement under the topical area of joint planning.

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Matters which cannot be resolved by the above designated interagency coordination liaisons will be brought to the attention of _____ with the (Illinois Department of/AAA/Educational Institutions) _____ and _____ with the (JTPA Entity) _____ for resolution.

ADMINISTRATIVE

----- and the ----- agree to abide within the policies, regulations and/or procedures of each agency.

CONFIDENTIALITY OF CLIENTS

Any information concerning persons served by JTPA/(Illinois Department of/AAA/Educational Institutions) shall remain confidential. Except as may be required by state or federal law, regulation or order, the agencies agree not to release any information concerning said persons without prior written consent of the individual or, if minors, their parents or guardians and that such information will be limited to that which is necessary for the proper delivery of services.

ADMINISTRATIVE

and the _____ agree to abide within the policies, regulations and/or procedures of each agency.

Parties to this agreement and any subgrantees/subcontractors are committed to compliance with provisions of the Civil Rights Acts of 1964 and 1966, Section 504 of the Rehabilitation Act, the Fair Employment Practices Act, and all other applicable or appropriate laws, rules, and regulations dealing with civil rights, affirmative action, handicapped, and employment practices.

This coordination agreement is representative of the commitment between the agencies represented by the signatures below to coordinate programs and services. Amendments to provisions of this agreement may be made by mutual agreement, printed revision, and dated signatures of both responsible parties or designated signatories. Both parties will participate in an annual evaluation of the provisions of this agreement. Such annual evaluation may occur at the annual strategic planning meeting. This agreement and provisions will be in effect from July 1, 1988 1990 through June 30, 1990 or until amended or modified, and may be dissolved by either party with a written notice thirty days in advance.

(Illinois-Department-of/AAA/Educational-Institutions)

Signatur:-----

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

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Date: _____
Designated JTPA Signator(s): _____
Date: _____
Designated Coordinating Agent(s) Signator(s): _____
Date: _____

FAILURE TO COMPLY WITH COORDINATION AGREEMENT TERMS
 SERVICE DELIVERY AREAS

The State Agency, educational institution and AAA/SDA Ecoordination Agreements specify interagency liaisons who will be the primary contacts between the coordinating agents for purposes of coordination. In the event that the interagency liaisons cannot resolve the issues which arise, the coordination agreements also identify the individuals to contact for resolution. Should the next level designees be unable to resolve the issues at hand, or bring about compliance with the terms of the coordination agreement, service delivery areas having the following procedures with which to pursue a solution to the situation:

- 1) Contact the central office of the state agency, including the Illinois Department on Aging with respect to the AAAs and the Illinois State Board of Education with respect to educational institutions, where compliance to the terms of the coordination agreement is not taking place and indicate both the problem area(s) and the desired solution. If the central office of the state agency concurs with the service delivery area, it can initiate whatever action is appropriate to resolve the identified problem. The service delivery area entity should allow the state agency sufficient time to investigate the situation from the local office point of view, if applicable. If no resolution has been reached, or progress toward that end made within 15 working days, the SDA can initiate "Step 2".
- 2) The SDA contacts the Chairperson or staff to the Coordination Committee of the Illinois Job Training Coordinating Council and explains its perception of the problem(s) encountered in obtaining compliance with the terms of the coordination agreement. A summary of the efforts to resolve the situation with the central office of the state agency shall be forwarded with any other relevant documentation to the Coordination Committee staff.
- 3) The staff to the Coordination Committee shall investigate the circumstances and then set up a meeting between the two disagreeing agents and the Chairperson of the Coordination

- 4) If no resolution is reached at the meeting among the Coordination Committee Chair or his/her designee, the SDA and the state agency, a summary of the problem(s) and the efforts made to reach resolution shall be forwarded to the Coordination Committee in its regular mailings of meeting materials. The Coordination Committee shall review the facts and recommend a solution to the state agency and SDA at its next regularly scheduled meeting. The recommendation of the Coordination Committee shall be forwarded, in writing, to the SDA entity, the PIC, the Local Elected Officials (LEOs) and central office of the state agency within 5 working days following the meeting. If either party disagrees with the recommendation, it may appeal the decision to the Illinois Job Training Coordinating Council.
- 5) The IJTCC will, at its next regularly scheduled meeting following the appeal request, review all facts and allow further discussion of the outstanding issues. The IJTCC will make recommendations on the solution and forward same, in writing to the affected state agency, the Private Industry Council, the local elected official, the SDA entity and the Governor within 5 working days after the Council meeting where a decision was reached.

FAILURE TO COMPLY WITH COORDINATION AGREEMENT TERMS
 STATE AGENCIES

The State Agency, educational institution and AAA/SDA Ecoordination Agreements specify interagency liaisons who will be the primary contacts between the coordinating agents for purposes of coordination. In the event that the interagency liaisons cannot resolve the issues which arise, the coordination agreements also identify the individuals to contact for resolution. Should the next level designees be unable to resolve the issues at hand, or bring about compliance with the terms of the coordination agreement, the central office of the state agency, including the Illinois Department on Aging with respect to the AAAs and the Illinois State Board of Education with respect to educational institutions, should be contacted to attempt to resolve the situation. If this fails, the state agencies/AAA/educational institutions have the following procedures with which to pursue a solution to the situation:

- 1) Contact the Private Industry Council and the local elected officials of the SDA where compliance to the terms of the coordination agreement is not taking place and indicate both the problem area(s) and the desired solution. If the Private Industry Council and local elected officials concur with the

NOTICE OF ADOPTED AMENDMENTS

state agency, it will initiate whatever action is appropriate to resolve the identified problem. The state agency will allow the local partnership sufficient time to investigate the situation from the SDA point of view. If no resolution has been reached, or progress toward that end made within 15 working days, the state agency can initiate "Step 2".

- 2) The state agency contacts the Chairperson or staff to the Coordination Committee and explains its perception of the problem(s) encountered in obtaining compliance with the terms of the coordination agreement. A summary of the efforts to resolve the situation with the SDA and the Private Industry Council and local elected officials shall be forwarded with any other relevant documentation to the Coordination Committee staff.
- 3) The staff to the Coordination Committee shall investigate the circumstances and then set up a meeting between the two disagreeing agents and the Chairperson of the Coordination Committee or designee and attempt to resolve the problem(s) within 10 working days following receipt of the documentation from the state agency.
- 4) If no resolution is reached at the meeting among the Coordination Committee Chair or his/her designee, the SDA and the state agency, a summary of the problem(s) and the efforts made to reach resolution, shall be forwarded to the Coordination Committee in its regular mailing of meeting materials. The Coordination Committee shall review the facts and recommend a solution to the state agency and SDA at its next regularly scheduled meeting. The recommendation of the Coordination Committee shall be forwarded, in writing, to the SDA entity, the PIC, the LEOs, and central office of the state agency within 5 working days following the meeting. If either party disagrees with the recommendation, it may appeal the decision to the Illinois Job Training Coordinating Council.

- 5) The IJTCC will, at its next regularly scheduled meeting following the appeal request, review all facts and allow further discussion of the outstanding issues. The IJTCC will make recommendations on the solution and forward same in writing to the affected state agency, the Private Industry Council, the local elected officials, the SDA entity and the Governor within 5 working days after the Council meeting where a decision was reached.

(Source: Amended at 15 Ill. Reg. 7595, effective May 7, 1991)

NOTICE OF ADOPTED AMENDMENTS

Section 2610. Appendix B Memorandums of Understanding
Illustration A Memorandum of Understanding Between the JTPA Service Delivery Area and the Department of Children and Family Services

I. PURPOSE AND SCOPE

The purpose of the memorandum of understanding is to facilitate and maintain an interagency system for the coordination of services to mutual clients. This memorandum of understanding is a non-financial commitment to provide for the coordination of such services through provision for the mutual exchange of information and the referral of eligible individuals to appropriate employment and training programs and supportive services between the SDA, regional and local offices of DCFs, and community-based organizations who provide youth services under contract with DCFs.

II. EXCHANGE OF INFORMATION

The parties to this memorandum are committed to strict standards of confidentiality with regard to interagency communication concerning mutual clients and will respect and observe either agency's confidentiality policies as well as Section 7 of the Freedom of Information Act (Ill. Rev. Stat. 1989, ch. 116, par. 207), Sections 11-9 through 11-12 of the Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 11-9 through 11-12), 89 Ill. Adm. Code 102.30, and 7 CFR 272.1(c)-(f), 42 CFR 431.300-.307, and 45 CFR 205.50 (1990) (no subsequent dates or editions).

The parties to this memorandum will appoint an individual to serve as interagency liaison to facilitate coordination and the sharing of information. The designated interagency liaisons shall be identified in an addendum to this memorandum of understanding.

The SDA and the Department of Children and Family Services' regional and local offices, in an effort to better understand each other's operation, will exchange program information on a regular basis. Information to be exchanged includes, but is not limited to: a schedule of meetings of advisory bodies/private industry councils, copies of job training plans, grant applications or other funding requests, program descriptions, funding sources and amounts, targeted participants (if any), and timeframes for program enrollments/operations. A discussion of information which will be exchanged and the procedures to be used in exchanging such information will be developed and attached as an addendum to this memorandum.

III. REFERRALS

The Illinois Department of Children and Family Services will meet with

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appropriate representatives of the Illinois Department of Employment Security and the SDA to discuss and negotiate referral arrangements for DCFS youth to access the JTPA system. Included in the negotiations will be a discussion of: a) the role of DCFS subcontractors in making referrals directly to the JTPA system; b) the role of IDES in making referrals of DCFS youth to the JTPA system; and c) how and from whom DCFS will receive information regarding the status of youth referrals. A description of the procedures which will be used to ensure that DCFS youth are referred and otherwise have access to the JTPA system will be attached to this memorandum as an addendum.

IV. ADMINISTRATIVE

Parties to this memorandum and their administrative entities are committed to compliance with provisions of the Civil Rights Acts of 1964 and 1966, Section 504 of the Rehabilitation Act, the Fair Employment Practices Act, and the provisions of 56 Ill. Adm. Code 2610.120.

This memorandum of understanding is a statement of commitment by each party. Amendments to provisions may be made by mutual consent. Both parties will participate in an annual evaluation of the provisions of this memorandum. This memorandum may be withdrawn at any time by written communication, dated and signed by the Chairperson of the Private Industry Council or his/her designee or the respective DCFS Regional Administrator.

JTPA SIGNATOR:

As Designated By the Private Industry
Council (PIC) and Local Elected Officials

DATE:DCFS SIGNATOR:

Youth Services Coordinator

Regional Administrator

DATE:

(Source: Added at 15 Ill. Reg. 7595, effective May 7, 1991)

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Section 2610. Appendix B Memorandums of Understanding
Illustration B Memorandum of Understanding Between the JTPA Substate Grantee
and the Area Agencies on Aging or Other Not-For-Profit Agency
Administering Title V of the Older Americans Act

I. PURPOSE AND SCOPE

The purpose of the memorandum of understanding is to facilitate and maintain an interagency system for the coordination of services to mutual clients. This memorandum of understanding is a non-financial commitment to provide for the coordination of such services through provision for the mutual exchange of information and the referral of eligible individuals to appropriate employment and training programs and supportive services.

II. EXCHANGE OF INFORMATION

The parties to this memorandum are committed to strict standards of confidentiality with regard to interagency communication concerning mutual clients and will respect and observe either agency's confidentiality policies as well as Section 7 of the Freedom of Information Act (Ill. Rev. Stat. 1989, ch. 116, par. 207), Sections 11-9 through 11-12 of the Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 11-9 through 11-12), 89 Ill. Adm. Code 102.30, and 7 CFR 272.1(c)-(f), 42 CFR 431.300-.307, and 45 CFR 205.50 (1990) (no subsequent dates or editions).

The parties to this memorandum will appoint an individual to serve as interagency liaisons to facilitate coordination and the sharing of information. The designated interagency liaisons shall be identified in an addendum to this memorandum of understanding.

The SSA and the Area Agency on Aging, in an effort to better understand each other's operation, will exchange program information on a regular basis. Information to be exchanged includes, but is not limited to: a schedule of meetings of advisory bodies/private industry councils, copies of job training plans, grant applications or other funding requests, program descriptions, funding sources and amounts, targeted participants (if any), and timeframes for program enrollments/operations. A discussion of information which will be exchanged and the procedures to be used in exchanging such information on an ongoing basis as well as in the event of a mass layoff or plant closing will be developed and attached as an addendum to this memorandum.

III. REFERRALS

Referrals and information exchange forms may be developed if not

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

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already in place. All such documents will be attached to this memorandum.

A referral system, formal or informal, has been developed by the parties of this agreement and a description or outline of such system will be attached as an addendum to this memorandum.

IV. ADMINISTRATIVE

Parties to this memorandum and their administrative entities are committed to compliance with provisions of the Civil Rights Acts of 1964 and 1966, Section 504 of the Rehabilitation Act, the Fair Employment Practices Act, and the provisions of 56 Ill. Adm. Code 2610.120.

This memorandum of understanding is a statement of commitment by each party. Amendments to provisions may be made by mutual consent. Both parties will participate in an annual evaluation of the provisions of this memorandum. This memorandum may be withdrawn at any time by written communication, dated and signed by the Substate Grantee or the Director, or other person designated by the Area Agency on Aging.

JTPA SSA SIGNATOR:

SSA Grantee

DATE:

AAA SIGNATOR:

Director of Area Agency on Aging

DATE:

(Source: Added at 15 Ill. Reg. 7595, effective May 7, 1991)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

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Section 2610. Appendix B Memorandums of Understanding
Illustration C Memorandum of Understanding Between the JTPA Title II and III
and the Displaced Homemaker Program

I. PURPOSE AND SCOPE

The purpose of the memorandum of understanding is to facilitate and maintain an interagency system for the coordination of services to mutual clients. This memorandum of understanding is a non-financial commitment to provide for the coordination of such services through provision for the mutual exchange of information and the referral of eligible individuals to appropriate employment and training programs and supportive services.

II. EXCHANGE OF INFORMATION

The parties to this memorandum are committed to strict standards of confidentiality with regard to interagency communication concerning mutual clients and will respect and observe either agency's confidentiality policies as well as Section 7 of the Freedom of Information Act (Ill. Rev. Stat. 1989, ch. 116, par. 207), Sections 11-9 through 11-12 of the Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 11-9 through 11-12), 89 Ill. Adm. Code 102.30, and 7 CFR 272.1(c)-(f), 42 CFR 431.300-.307, and 45 CFR 205.50 (1990) (no subsequent dates or editions).

The parties to this memorandum will appoint an individual to serve as interagency liaisons to facilitate coordination and the sharing of information. The designated interagency liaisons shall be identified in an addendum to this memorandum of understanding.

The SDA, SSA and the Displaced Homemaker Program, in an effort to better understand each other's operation, will exchange program information on a regular basis. Information to be exchanged includes, but is not limited to: a schedule of meetings of advisory bodies/private industry councils, copies of job training plans, grant applications or other funding requests, program descriptions, funding sources and amounts, targeted participants (if any), and timeframes for program enrollments/operations. A discussion of information which will be exchanged and the procedures to be used in exchanging such information will be developed and attached as an addendum to this memorandum.

III. REFERRALS

Referrals and information exchange forms may be developed if not already in place. All such documents will be attached as an addendum to this memorandum.

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A referral system, formal or informal, has been developed by the parties of this agreement and a description or outline of such system will be attached as an addendum to this memorandum.

All such referral documents and an outline or description of the referral system will become the formal operating referral procedure between the two cooperating parties to this memorandum.

IV. ADMINISTRATIVE

Parties to this memorandum and their administrative entities are committed to compliance with provisions of the Civil Rights Acts of 1964 and 1966, Section 504 of the Rehabilitation Act, the Fair Employment Practices Act, and the provisions of 56 Ill. Adm. Code 2610.120.

This memorandum of understanding is a statement of commitment by each party. Amendments to provisions may be made by mutual consent. Both parties will participate in an annual evaluation of the provisions of this memorandum. This memorandum may be withdrawn at any time by written communication dated and signed by the Substate Grantee or the Director, or other person designated by the Displaced Homemaker Center.

Title II JTPA SIGNATOR:

DATE: _____

SAA GRANTEE: _____

Substate Grantee

DATE: _____

DHP SIGNATOR:

Displaced Homemaker Center Director

DATE: _____

(Source: Added at 15 Ill. Reg. 7595, effective May 7, 1991)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED AMENDMENTS

Section 2610. Appendix B Memorandums of Understanding
Illustration D Memorandum of Understanding Between the JTPA Substate Grantee and the Illinois Department of Rehabilitation Services

I. PURPOSE AND SCOPE

The purpose of the memorandum of understanding is to facilitate and maintain an interagency system for the coordination of services to mutual clients. This memorandum of understanding is a non-financial commitment to provide for the coordination of such services through provision for the mutual exchange of information and the referral of eligible individuals to appropriate employment and training programs and supportive services.

II. EXCHANGE OF INFORMATION

The parties to this memorandum are committed to strict standards of confidentiality with regard to interagency communication concerning mutual clients and will respect and observe either agency's confidentiality policies as well as Section 7 of the Freedom of Information Act (Ill. Rev. Stat. 1989, ch. 116, par. 207), Sections 11-9 through 11-12 of the Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 11-9 through 11-12), 89 Ill. Adm. Code 102.30, and 7 CFR 272.1(c)-(f), 42 CFR 431.300-307, and 45 CFR 205.50 (1990) (no subsequent dates or editions).

The parties to this memorandum will appoint an individual to serve as interagency liaisons to facilitate coordination and the sharing of information. The designated interagency liaisons shall be identified in an addendum to this memorandum of understanding.

The SSA and the Illinois Department of Rehabilitation Services, in an effort to better understand each other's operation, will exchange program information on a regular basis. Information to be exchanged includes, but is not limited to: a schedule of meetings of advisory bodies/private industry councils, copies of job training plans, grant applications or other funding requests, program descriptions, funding sources and amounts, targeted participants (if any), and timeframes for program enrollments/operations. A discussion of information which will be exchanged, and the procedures to be used in exchanging such information on an ongoing basis, as well as in the event of a mass layoff or plant closing, will be developed and attached as an addendum to this memorandum.

III. REFERRALS

Referrals and information exchange forms may be developed if not already in place. All such documents will be attached as an addendum

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to this memorandum.

A referral system, formal or informal, has been developed by the parties of this agreement, and a description or outline of such system will be attached as an addendum to this memorandum.

All such referral documents and an outline or description of the referral system will become the formal operating referral procedure between the two cooperating parties to this memorandum.

IV. ADMINISTRATIVE

Parties to this memorandum and their administrative entities are committed to compliance with provisions of the Civil Rights Acts of 1964 and 1966, Section 504 of the Rehabilitation Act, the Fair Employment Practices Act, and the provisions of 56 Ill. Adm. Code 2610.120.

This memorandum of understanding is a statement of commitment by each party. Amendments to provisions may be made by mutual consent. Both parties will participate in an annual evaluation of the provisions of this memorandum. This memorandum may be withdrawn at any time by written communication, dated and signed by the Substate Grantee or the Director, or other person designated by the Illinois Department of Rehabilitation Services.

JTPA SIGNATOR: _____

Substate Grantee

DATE: _____

IDORS SIGNATOR: _____

Rehabilitation Services Supervisor

DATE: _____

(Source: Added at 15 Ill. Reg. 7595, effective May 7, 1991)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED AMENDMENTS

Section 2610. Appendix B Memorandums of Understanding
Illustration E Memorandum of Understanding Between the JTPA Substate Grantee
and the Illinois Department of Public Aid/Project Chance

I. PURPOSE AND SCOPE

The purpose of the memorandum of understanding is to facilitate and maintain an interagency system for the coordination of services to mutual clients. This memorandum of understanding is a non-financial commitment to provide for the coordination of such services through provision for the mutual exchange of information and the referral of eligible individuals to appropriate employment and training programs and supportive services.

II. EXCHANGE OF INFORMATION

The parties to this memorandum are committed to strict standards of confidentiality with regard to interagency communication concerning mutual clients and will respect and observe either agency's confidentiality policies as well as Section 7 of the Freedom of Information Act (Ill. Rev. Stat. 1989, ch. 116, par. 207), Sections 11-9 through 11-12 of the Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 11-9 through 11-12), 89 Ill. Adm. Code 102.30, and 7 CFR 272.1(c)-(f), 42 CFR 431.300-.307, and 45 CFR 205.50 (1990) (no subsequent dates or editions).

The parties to this memorandum will appoint an individual to serve as interagency liaisons to facilitate coordination and the sharing of information. The designated interagency liaisons shall be identified in an addendum to this memorandum of understanding.

The SSA and the Illinois Department of Public Aid, in an effort to better understand each other's operation, will exchange program information on a regular basis. Information to be exchanged includes, but is not limited to: a schedule of meetings of advisory bodies/private industry councils, copies of job training plans, grant applications or other funding requests, program descriptions, funding sources and amounts, targeted participants (if any), and timeframes for program enrollments/operations. A discussion of information which will be exchanged, and the procedures to be used in exchanging such information on an ongoing basis, as well as in the event of a mass layoff or plant closing, will be developed and attached as an addendum to this memorandum.

III. REFERRALS

Referrals and information exchange forms may be developed if not already in place. All such documents will be attached as an addendum

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to this memorandum.

A referral system, formal or informal, has been developed by the parties of this agreement and a description or outline of such system will be attached as an addendum to this memorandum.

All such referral documents and an outline or description of the referral system will become the formal operating referral procedure between the two cooperating parties to this memorandum.

IV. ADMINISTRATIVE

Parties to this memorandum and their administrative entities are committed to compliance with provisions of the Civil Rights Acts of 1964 and 1966, Section 504 of the Rehabilitation Act, the Fair Employment Practices Act, and the provisions of 56 Ill. Adm. Code 2610.120.

This memorandum of understanding is a statement of commitment by each party. Amendments to provisions may be made by mutual consent. Both parties will participate in an annual evaluation of the provisions of this memorandum. This memorandum may be withdrawn at any time by written communication, dated and signed by the Substate Grantee or the Director, or other person designated by the Department of Public Aid.

SSA SIGNATOR: SSA Grantee

DATE:

IDPA SIGNATOR: Project Chance Supervisor(s)

DATE:

DPA Local Office Administrator

DATE:

DPA Director

NOTICE OF ADOPTED AMENDMENTS

DATE:

(Source: Added at 15 Ill. Reg. 7595, effective May 7, 1991)

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

- 1) HEADING OF THE PART: Consignment of Licenses
- 2) CODE CITATION: 17 Ill. Adm. Code 2520
- 3) SECTION NUMBERS: ADOPTED ACTION:
2520.50 Amendments
- 4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.4, 3.1, 3.2, 3.37, 3.38 and 3.39 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.4, 3.1, 3.2, 3.37, 3.38 and 3.39) and Section 1.5, 5.1, 5.1a, 5.6, 5.8, 5.9 and 5.22 of the Fish Code of 1971 (Ill. Rev. Stat. 1989, ch. 56, pars. 1.5, 5.1, 5.1a, 5.6, 5.8, 5.9 and 5.22), and the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 63a35).

- 5) EFFECTIVE DATE OF AMENDMENTS: May 7, 1991

- 6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

- 7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No

- 8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: May 2, 1991

- 9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: January 25, 1991, 15 Ill. Reg. 725

- 10) HAS JCARE ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No

- 11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION: None

- 12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCARE BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCARE? Yes

- 13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No

- 14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No

- 15) SUMMARY AND PURPOSE OF AMENDMENTS: These amendments were made to expand the replacement capabilities of the Department for previously issued licenses or stamps. The amendments allow for the replacement of hunting or fishing stamps in addition to the license and also give the Department authority to issue a replacement when Department staff lose the sportsman's license or stamp.

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

- 16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:

Jack Price
Department of Conservation
524 S. Second Street, Room 485
Springfield, IL 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION
CHAPTER 1: DEPARTMENT OF CONSERVATION
SUBCHAPTER f: ADMINISTRATIVE SERVICES

PART 2520

CONSIGNMENT OF LICENSES

Section

2520.10 Consignment Requirements

2520.20 Issuing Licenses

2520.30 Terms

2520.40 Credit to Vendor Accounts

2520.50 Issuance of Replacement Hunting, Fishing and Trapping
Licenses and Stamps

AUTHORITY: Implementing and authorized by Sections 1.4, 3.1, 3.2, 3.37, 3.38 and 3.39 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.4, 3.1, 3.2, 3.37, 3.38 and 3.39) and Section 1.5, 5.1, 5.1a, 5.6, 5.8, 5.9 and 5.22 of the Fish Code of 1971 (Ill. Rev. Stat. 1989, ch. 56, pars. 1.5, 5.1, 5.1a, 5.6, 5.8, 5.9 and 5.22), and the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 63a35).

SOURCE: Adopted and codified at 7 Ill. Reg. 8760, effective July 15, 1983, amended at 8 Ill. Reg. 5660, effective April 16, 1984, amended at 9 Ill. Reg. 14626, effective September 17, 1985; amended at 11 Ill. Reg. 4633, effective March 10, 1987; amended at 15 Ill. Reg. 7653, effective May 7, 1991.

Section 2520.50

**Issuance of Replacement Hunting, Fishing and
Trapping Licenses and Stamps**

a) The Department will issue replacements for lost hunting, fishing, Sportsman's Combination, Ginseng harvester, or trapping licenses and Illinois stamps. A fee of \$3.00 per license or stamp will be charged to defray the cost of handling.

b) The procedure for obtaining a replacement license is as follows. The individual requesting the replacement should obtain from the vendor from which the original license was purchased, a copy (or the original) of the license application. If the license application is unavailable, the individual may obtain an "Application for Duplicate License" from any license vendor or the Department. An "Application for Duplicate License" must be notarized to ensure that the application is accurate and non-fraudulent. The copy of the original application

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

~~or properly completed and notarized "Application for Duplicate License," should then be forwarded with the \$3.00 fee to Department of Conservation, Duplicate License Section, 524 S. Second Street, Springfield, IL 62706. This Section will then issue the duplicate license.~~

b) ~~The Department will issue replacements at no cost when the Department loses the sportsman's hunting, fishing, Sportsman's Combination, Ginseng Harvester, or trapping licenses or stamps.~~

c) ~~The procedure for obtaining a replacement license is as follows:~~

1) ~~Individual loss - The individual requesting the replacement should obtain from the vendor from which the original license was purchased, a copy (or the original) of the license or stamp application. If the application is unavailable, the individual may obtain an "Application for Replacement License" from any license vendor or the Department. An "Application for Replacement License" must be notarized to ensure that the application is accurate and non-fraudulent. The copy of the original application, or properly completed and notarized "Application for Replacement License," should then be forwarded with the \$3.00 fee per license or stamp to: Department of Conservation, Replacement License Section, 524 S. Second Street, Springfield, IL 62706. This section will then issue the replacement license and/or stamp(s).~~

2) ~~Department loss - The Department location requesting the replacement should complete on agency letterhead a request for a replacement and forward the request to the Replacement License Section. The request should be completed in triplicate with one copy retained at the location and one copy given to the person whose license and/or stamp(s) were lost. This copy of the request will allow the person to hunt or fish in the interim between receiving a replacement. Information contained in the replacement request letter must include:~~

A) ~~date of the letter;~~

B) ~~indication that the letter may be used by the~~

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person in lieu of a license for up to 30 days from the date on the letter;

C) Department location requesting the replacement (including address and contact phone number);

D) the name, complete mailing address, county of residence, date of birth, height, weight, hair color, eye color and daytime phone number of the person receiving the replacement;

E) indication of what licenses and/or stamps need to be replaced

F) the printed or typed names and signatures and the date of signature of the authorized persons at the Department location issuing the replacement letter and the location supervisor.

(Source: Amended at 15 Ill. Reg. 7653, effective May 7, 1991)

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1) Heading of Part: Minimum Standards of Individual Accident and Health Insurance

2) Code Citation: 50 Ill. Adm. Code 2007

3) Section Number: Adopted Action:

2007.10	Amended
2007.50	Amended
2007.60	Amended
2007.70	Amended
2007.80	Amended
2007.90	Amended

4) Statutory Authority: Implementing Section 355a and authorized by Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, pars. 967a and 1013).

5) Effective Date of Amendments: May 7, 1991

6) Does this rulemaking contain an automatic repeal date? No

7) Does this rulemaking contain incorporations by reference?
No

8) Date filed in Agency's Principal Office: May 2, 1991

9) Notice of Proposal Published in Illinois Register:

September 7, 1990, 14 Ill. Reg. 17737

10) Has JCAR issued a Statement of Objections to this rule? No

11) Difference(s) between proposal and final version:

a) Section 2007.70(b)(1)(M) - On the first line the word "Termination" has been deleted and the word "Nonrenewal" has been added. The new language that begins on line five and most of line six will be deleted. On line eight the words "covered person" will be added following the word "the". Finally, the following language has been added to the end of (M): "The extension of benefits requirement does not apply to single premium nonrenewal policies."

b) Section 2007.70(b)(1)(M): The previously undesignated second paragraph of subsection (M) is now relabeled as

subsubsection (N). On line two the word "the" is added following the word "means".

c) Section 2007.70(b)(1)(M) - The previously undesignated third paragraph of subsection (M) is now relabeled as subsection (O). Following the first sentence of the relabeled subsection (O) the undesignated paragraph following subsections (i), (ii), and (iii) will be inserted in its entirety.

d) Section 2007.70(b)(1)(N) - Will be relabeled as subsection (P).

12) Have all changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this rulemaking replace an emergency rule currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of rulemaking: These amendments modify language used to define the terms "hospital" and "continuous loss" in order to further clarify their meaning. These amendments also increase the daily hospital room and board amount to bring it more in line with the ever increasing cost of medical care.

16) Information and questions regarding this adopted rulemaking shall be directed to:

Charles Budinger
Department of Insurance
320 West Washington
Springfield, Illinois 62767

The full text of the Adopted Amendments begins on the next page.

TITLE 50: INSURANCE
CHAPTER I: DEPARTMENT OF INSURANCE
SUBCHAPTER Z: ACCIDENT AND HEALTH INSURANCE

PART 2007
MINIMUM STANDARDS OF INDIVIDUAL ACCIDENT AND HEALTH INSURANCE

Section
2007.10 Authority
2007.20 Purpose
2007.30 Applicability
2007.40 Revision of Noncomplying Policy Form and Subscriber Contracts Certificate of Compliance Required Definitions
2007.50 Prohibited Policy Provisions
2007.60 Accident and Health Minimum Standards for Benefits
2007.70 Required Disclosure Provisions
2007.80 Requirements for Replacement
2007.90 Severability
2007.100

AUTHORITY: Implementing Section 355a and authorized by Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 19859, ch. 73, pars. 967a and 1013).

SOURCE: Adopted at 2 Ill. Reg. 30, p. 41, effective August 1, 1978; amended at 4 Ill. Reg. 45, p. 102, effective March 1, 1981; amended at 6 Ill. Reg. 7072, effective May 27, 1982; codified at 7 Ill. Reg. 10591; amended at 12 Ill. Reg. 6921, effective April 1, 1988; amended at 15 Ill. Reg. 7658, effective May 7, 1991.

Section 2007.10 Authority

This Part is issued by the Director of Insurance pursuant to Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 19819, ch. 73, par. 1013) which empowers the Director "... to make reasonable rules and regulations as may be necessary for making effective ..." the insurance laws of this State. This Part implements Section 355a of the Illinois Insurance Code (Ill. Rev. Stat. 19819, ch. 73, par. 967a).

(Source: Amended at 15 Ill. Reg. 7658, effective May 7, 1991)

Section 2007.50 Definitions

Except as provided hereafter, no individual accident or health insurance policy delivered or issued for delivery to any person in this State shall contain definitions respecting the matters set forth below unless such definitions comply with the requirements of this Section.

"Accident" and "Accidental Injury"

"Accident" and "Accidental Injury" shall be defined to employ "result" language and shall not include words which establish an accidental means test or use words such as "external," "violent," "visible" or similar words of description or characterization. The definition shall not be more restrictive than the following: "Injury or injuries, for which benefits are provided, means accidental bodily injuries sustained by the insured person which are the direct cause of loss, independent of disease or cause of loss, independent of disease or bodily infirmity and occurring while the insurance is in force."

(AGENCY NOTE: The fact that the injury combined with other factors to produce the loss does not necessarily relieve the insurer of liability. Each claim must be judged on the basis of its particular facts and in light of the court decisions, to determine whether the injury is to be considered as the cause of the loss.)

Such definition may provide that injuries shall not include injuries for which benefits are provided under any workers' compensation, employer's liability or similar law, motor vehicle no-fault plan, unless prohibited by law, or injuries occurring while the insured person is engaged in any activity pertaining to any trade, business, employment, or occupation for wage or profit.

"Convalescent Nursing Home," "Extended Care Facility," or "Skilled Nursing Facility" shall be defined in relation to its status, facilities and available services.

A definition of such home or facility shall not be more restrictive than one requiring that it:

be operated pursuant to law;

be approved for payment of Medicare benefits or be qualified to receive such approval, if so requested;

be primarily engaged in providing, in addition to room and board accommodations, skilled nursing care under the supervision of a duly licensed physician;

provide continuous 24 hours a day nursing service by or under the supervision of a registered graduate professional nurse (R.N.); and maintains a daily medical record of each patient.

The definition of such home or facility may provide that such term shall not be inclusive of:

any home, facility or part thereof used primarily for rest;

a home or facility for the aged or for the care of drug addicts or alcoholics; or

a home or facility primarily used for the care and treatment of mental diseases or disorders, or custodial or educational care.

"Home Health Care Agency" shall not be defined more restrictively than a public agency or private organization that provides skilled nursing services and meets the following requirements:

It is primarily engaged in providing home health care services;

Its policies are established by a group of professional personnel (including at least one physician and one registered nurse (R.N.));

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Supervision of home health care services is provided by a physician or a registered nurse (R.N.);

It maintains clinical records on all patients; and

It has a full time administrator.

"Home Health Care" shall not be defined more restrictively than skilled nursing care or services provided to a person at a residence according to a plan of treatment for illness or infirmity prescribed by a physician. Such services shall include, but are not limited to, the following:

Part time and intermittent skilled nursing services
- Services given to a patient at least once every 60 days or as frequently as a few hours per day, several days per week.

Therapeutic Services:

Physical Therapy;

Occupational Therapy;

Speech and Hearing Therapy;

Medical social services, medical supplies, drugs and medicines prescribed by a physician and related pharmaceutical services and laboratory services to the extent such charges or costs would have been covered under the policy if the insured person had remained in the hospital.

"Hospital" may be defined in relation to its status, facilities and available services or to reflect its accreditation by the Joint Commission on Accreditation of Hospitals.

The definition of the term "hospital" shall not be more restrictive than one requiring that the hospital;

be an institution operated pursuant to the law; and

be primarily and continuously engaged in providing or operating medical and diagnostic

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facilities, with major surgical facilities either on its premises or in facilities available to the hospital on a prearranged basis, under the supervision of a staff of duly licensed physicians, for the medical care and treatment of sick or injured persons on an in-patient basis for which a charge is made; and

provide 24 hours nursing service by or under the supervision of registered graduate professional nurses (R.N.'s).

The definition of the term "hospital" may state that such term shall not be inclusive of:

convalescent, rest, or nursing homes or facilities; or

facilities primarily affording custodial or educational care or care or treatment for persons suffering from mental diseases or disorders; or

facilities for the aged, mentally ill, drug addicts or alcoholics; or (except for a unit of a hospital dedicated to the treatment of drug addicts or alcoholics or the mentally ill);

any military or veterans hospital or soldiers home or any hospital contracted for or operated by any national government or agency thereof for the treatment of members or ex-members of the armed forces, except for services rendered on an emergency basis where a legal liability exists for charges made to the individual for such services.

"Medicare" shall be defined in any hospital, surgical or medical expense policy which relates its coverage to eligibility for Medicare or Medicare benefits. Medicare may be substantially defined as "The Health Insurance for the Aged Act, Subchapter XVIII of the Social Security Amendments of 1965 as then constituted or later amended (42 U.S.C. 1395 et seq.)," or "Title I, Part I of Public Laws 89-97, as Enacted by the

Eighty-Ninth Congress of the United States of America and popularly known as the Health Insurance for the Aged Act (42 U.S.C. 395 et seq.), as then constituted and any later amendments or substitutes thereof" or words of similar import.

"Mental or Nervous Disorders" shall not be defined more restrictively than a definition including neurosis, psychoneurosis, psychopathy, psychosis, or mental or emotional disease or disorder of any kind.

"Nurses" may be defined so that the description of nurse is restricted to a type of nurse, such as registered graduate professional nurse (R.N.), a licensed practical nurse (L.P.N.), or a licensed vocational nurse (L.V.N.). If the words "nurse," "trained nurse" or "registered nurse" are used without specific instruction, then the use of such terms requires the insurer to recognize the services of any individual who qualifies under such terminology in accordance with the applicable statutes or administrative rules of the licensing or registry board of the state.

"One period of confinement" or "continuous hospital confinement" means consecutive days of in-hospital service received as an in-patient, or successive confinements when discharge from and readmission to the hospital occurs within a period of time not more than 90 days or three times the maximum number of days of in-hospital coverage provided by the policy to a maximum of 180 days, whichever is greater.

"Partial Disability" shall be defined in relation of the individual's inability to perform one or more, but not all, of the "major," "important," or "essential" duties of employment or occupation or may be related to a percentage of time worked, to a specified number of hours or to compensation. Where a policy provides total disability benefits and partial disability benefits, only one elimination period may be required.

"Physician" may be defined by including words such as "duly qualified physician: or "duly licensed physician." The use of such terms requires an insurer to recognize and to accept, to the extent of its obligation under the contract, all providers of medical care

and treatment when such services are within the scope of the provider's licensed authority and are provided pursuant to applicable laws dealing with physician licensure.

"Residual Disability" shall be defined in relation to the individual's reduction in earnings and may be related either to the inability to perform some part of the "major," "important," or "essential" duties of employment or occupation, or to the inability to perform all usual business for as long as is usually required. A policy which provides for residual disability benefits may require a qualification period, during which the insured must be continuously totally disabled before residual disability benefits are payable. The qualification period for residual benefits may be longer than the elimination period for total disability. In lieu of the term "residual disability," the insurer may use "proportionate disability" or other term of similar import which in the opinion of the Director adequately and fairly describes the benefit.

"Sickness" shall not be defined to be more restrictive than the following: "Sickness means sickness or disease of an insured person which first manifests itself after the effective date of insurance and while the insurance is in force." A definition of sickness may provide for a probationary period which will not exceed thirty (30) days from the effective date of the coverage of the insured person. The definition may be further modified to exclude sickness or disease for which benefits are provided under any workers' compensation, occupational disease, employer's liability or similar law.

"Total Disability"

A general definition of total disability cannot be more restrictive than one requiring the individual to be totally disabled from engaging in any such employment or occupation which he could, giving due consideration of his education, training or experience be reasonably expected to engage in and is not in fact engaged in any employment or occupation for wage or profit.

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Total disability may be defined in relation to the inability of the person to perform duties but may not be based solely upon an individual's inability to:

Perform "any occupation whatsoever," "any occupational duty," or "any and every duty of his occupation,"

Engage in any training or rehabilitation program.

An insurer may specify the requirement of the complete inability of the person to perform all of the substantial and material duties of his regular occupation or words of similar import. An insurer may require care by a physician other than the insured or a member of the insured's immediate family.

When through a specific provision of a policy, disability coverage is provided to a retired person, such definition shall not require more than the insured be completely unable to engage in the normal activities of a retired person of like age and good health.

(Source: Amended at 15 Ill. Reg. 7658, effective May 7, 1991)

Section 2007.60 Prohibited Policy Provisions

- a) Except as provided in Section 2007.50 definition of "sickness", no policy shall contain provisions establishing a probationary or waiting period during which no coverage is provided under the policy subject to the further exception that a policy may specify a probationary or waiting period not to exceed six (6) months for specified diseases or conditions and losses resulting therefrom for hernia, varicose veins, adenoids, appendix and tonsils. However, the permissible six (6) months exception shall not be applicable where such specified diseases or conditions are treated on an emergency basis. Accident policies shall not contain a probationary or waiting period.
- b) No policy or rider for additional coverage may be issued as a dividend unless an equivalent cash payment is offered to the policyholder as an alternative to such dividend policy or rider. No such dividend policy

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or rider shall be issued for an initial term of less than six (6) months.

- c) A disability policy, hospital confinement indemnity policy or specified disease policy may contain a "return of premium" or "cash value benefit" so long as:
 - 1) The policy provides for a return of 100% of all premiums paid less the claims incurred by the time the insured attains age 65. A percentage of less than 100%, but greater than 50%, is permissible if the "return of premium" or "cash value benefit" has been in force for 10 years or less;
 - 2) The policy contains a reasonable nonforfeiture benefit and provides for the value to be paid automatically upon lapse or death;
 - 3) The surrender value percentages are not less than those calculated assuming 1958 Commissioners Standard Ordinary Mortality, 5% interest and 5 year preliminary term;
 - 4) An acceptable method of reserving is approved by the Director concurrent with approval of the policy. Reserves should exceed or equal the cash value at all durations;
 - 5) The surrender value percentages are calculated assuming a zero percent future claim offset;
 - 6) The surrender value percentages are defined for all policy years (surrender value percentages may be shown only for the first twenty policy years, but under these conditions the contract must define the method used to determine the surrender value percentages after the twentieth contract year);
 - 7) The interim surrender value percentages are defined when premiums are paid within a contract year;
 - 8) The policy does not tie the return of premium to anything less than 100% of the premiums paid less claims paid.

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- d) Accident and Health policies shall not contain provisions excluding coverage for:
- 1) Confinement in a hospital operated by a Federal, State or Local Government;
 - 2) Charges for medical services provided by a Federal, State or Local Government;
- where a liability exists for charges made to or on behalf of the insured or covered dependents.
- e) No policy shall limit or exclude coverage by the type of illness, accident, treatment or medical condition, except as follows:
- 1) Preexisting conditions or diseases;
 - 2) Mental or emotional disorders, alcoholism and drug addiction;
 - 3) Pregnancy, except for complications of pregnancy;
 - 4) Rehabilitative care, except that where benefits, in whole or in part, would be payable for such care under the terms of coverage, those benefits may not be denied on the basis that such care or treatment was provided, in whole or in part, in a rehabilitation institution, if such institution was a fully accredited hospital as defined in Section 2007.50 of this Part at the time care or treatment was provided;
 - 5) Injury, illness, treatment or medical condition arising out of:
 - A) war or act of war (whether declared or undeclared); participation in a felony, riot or insurrection; service in the armed forces or units auxiliary thereto,
 - B) suicide (sane or insane), attempted suicide or intentionally self-inflicted injury,
 - C) aviation,

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- D) with respect to short-term nonrenewable policies, interscholastic sports;
- 6) Cosmetic surgery, except that "cosmetic surgery" shall not include reconstructive surgery when such service is incidental to or follows surgery resulting from trauma, infection or other diseases of the involved part.
 - 7) Foot care in connection with corns, calluses, flat feet, fallen arches, weak feet, chronic foot strain, or symptomatic complaints of the feet.
 - 8) Benefits provided under Medicare or any state or federal workmen's compensation, employer's liability or occupational disease law, or any motor vehicle no-fault law; services rendered by employees of hospitals, laboratories or other institutions; services performed by a member of the covered person's immediate family; and services for which no charge is normally made in the absence of insurance.
 - 9) Dental care or treatment;
 - 10) Eye glasses, hearing aids and examination for the prescription or fitting thereof;
 - 11) Rest cures, custodial care, transportation and routine physical examinations;
 - 12) Territorial limitations.
- f) No provision of this Part shall prohibit the use of any policy provision which is required or permitted by statute. Other provisions of this Part shall not impair or limit the use of waivers to exclude, limit or reduce coverage or benefits for specifically named or described preexisting diseases, physical condition or extra hazardous activity. Where waivers are required as a condition of issuance, renewal or reinstatement, signed acceptance by the insured is required unless on initial issuance the full text of the waiver is contained either on the first page or specification page of the policy or unless notice of the waiver appears on the first page or specification page.

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- g) No policy, rider or endorsement providing benefits for loss due to an accident or accidental injury shall contain a provision or clause limiting, reducing or excluding liability for a loss resulting from purely accidental circumstances (e.g. involuntary or unintentional ingestion of poison or inhalation of poisonous gases or fumes). This restriction shall not preclude the exclusion of loss due to suicide or attempt thereof by properly drawn language nor shall it preclude approval of a benefit for loss from defined accidents, such as travel, sport and student accident insurance.
- h) No policy, rider or endorsement shall limit or exclude coverage for illness, accident, treatment or medical condition by using a general exclusion for complications arising from a covered condition or the treatment of a covered condition. This restriction shall not preclude the exclusion of loss due to such complications which are specifically named.
- i) Policy provisions precluded in this Section shall not be construed as a limitation on the authority of the Director to disapprove other policy provisions in accordance with Insurance Code Section 143, (1) (Ill. Rev. Stat. 1983, ch. 73, par. 755(1)), which, in the opinion of the Director, are unjust, unfair, or unreasonably discriminatory to the policyholder, beneficiary, or any person insured under the policy.

(Source: Amended at 15 Ill. Reg. 7658, effective May 7, 1991)

Section 2007.70 Accident and Health Minimum Standards for Benefits

- a) The following minimum standards for benefits are prescribed for the categories of coverage noted in the following subsection. No individual policy of accident and health insurance shall be delivered or issued for delivery in this State which does not meet the required minimum standards for the specified categories unless the Director finds that such policies are Limited Benefit Health Insurance and the Outline of Coverage complies with the appropriate outline in Section 2007.80(c) of this Part.

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- b) Nothing ~~is~~ in this Section shall preclude the issuance of any policy combining two or more categories of coverage as set forth in Section 355a, Subsection 4, of the Illinois Insurance Code.
- 1) General Rules
- A) A "noncancellable," "guaranteed renewable," or "noncancellable and guaranteed renewable" policy shall not provide for termination of coverage of the spouse solely because of the occurrence of an event specified for termination of coverage of the insured, other than nonpayment of premium. The policy shall provide that in the event of the insured's death the spouse of the insured, if covered under the policy, shall become the insured.
- B) The terms "noncancellable," "guaranteed renewable," or "noncancellable and guaranteed renewable" shall not be used without further explanatory language in accordance with the disclosure requirements of Section 2007.80(a)(1) of this Part. The terms "noncancellable" or "noncancellable and guaranteed renewable" shall be defined as in 50 Ill. Adm. Code 2003.
- C) In a family policy covering both husband and wife, the age of the younger spouse must be used as the basis for meeting the age and durational requirements of the definitions of "noncancellable" or "guaranteed renewable." However, this requirement shall not prevent termination of coverage of the older spouse upon attainment of the stated age limit (e.g., age 65) so long as the policy may be continued in force as to the younger spouse to the age or for the durational period as specified in said definition.
- D) If a policy contains a status-type military service exclusion of a provision which suspends coverage during military service, the policy shall provide, upon receipt of written request,

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for refund of premiums as applicable to such person on a pro rate basis.

- E) Policies providing normal pregnancy benefits shall provide that in the event the insurer cancels or refuses to renew the policy there shall be an extension of benefits as to pregnancy commencing while the policy is in force and at the same level for which benefits would have been payable had the policy remained in force.
- F) Policies providing convalescent or extended care benefits following hospitalization shall not condition such benefits upon admission to the convalescent or extended care facility within a period of less than fourteen (14) days after discharge from the hospital.
- G) Any medical, surgical or other expense benefit for the recipient insured in a transplant operation may specify the limits for such specific benefit relating to donors or shall provide reimbursement of such expense of the live donor to the extent that such benefits remain and are available under the recipient's policy, after benefits for the recipient's own expenses have been paid.
- H) A policy may contain a provision relating to recurrent disabilities provided, however, that no such provision shall specify that a recurrent disability be separated by a period greater than six (6) months.
- I) Any pre-existing condition exclusion must be administered in accordance with 50 Ill. Adm. Code 2005. When a definition of preexisting condition(s) is required by 50 Ill. Adm. Code 2005.50, for purposes of readability, it may be summarized in the appropriate policy provision by a definition reading substantially as follows:

"A pre-existing illness (condition) means any condition that was diagnosed or treated

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by a physician within 24 months prior to the effective date of the coverage or produced symptoms within 12 months prior to the effective date of coverage that would have caused an ordinarily prudent person to seek medical diagnosis or treatment."

- J) Accidental death and dismemberment benefits shall be payable if the loss occurs within ninety (90) days from the date of the accident, irrespective of total disability. Disability income benefits, if provided, shall not require the loss to commence less than thirty (30) days after the date of accident, nor shall any policy which the insurer cancels or refuses to renew require that it be in force at the time the disability commences if the accident occurred while the policy was in force.
- K) Specific dismemberment benefits shall not be in lieu of other benefits unless the specific dismemberment benefit equals or exceeds the other benefits.
- L) Any accident only policy providing benefits which vary according to the type of accidental cause shall prominently set forth in the outline of coverage the circumstances under which benefits payable are less than the maximum amount payable under the policy.
- M) Termination Nonrenewal of the policy shall be without prejudice to any continuous loss which commenced while the accident and sickness policy was in force, but the extension of benefits beyond the period the policy was in force may be predicated upon the continuous total disability of the covered person limited to a period of one year for health care benefits, limited to the duration of the policy benefit period (if any), and/or limited to the payment of the maximum benefits. The extension of benefits requirement does not apply to single premium nonrenewal policies.

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N) Total Disability or Totally Disabled for the purposes of this Section means the complete incapacity of the covered person as the result of an injury or sickness:

- i) to engage in any occupation for pay or profit, or if not employed, to engage in the normal activities of a person of the same age; and
- ii) which requires the regular care of a physician other than a covered person.

O) Extension and limitation of coverage means if a covered person is totally disabled on his/her coverage termination date the coverage provided for that covered person by this policy and any attached riders will be extended. During the extended coverage the applicable policy and rider provisions, exclusions, exceptions and limitations will be the same as would have applied had coverage not terminated for such covered person. This extension is limited to confinement and/or expenses incurred:

- i) for the injury or sickness which caused the total disability;
- ii) during the uninterrupted continuance of the total disability; and
- iii) during the twelve months following the covered person's coverage termination date.

N+P) All policies issued, whether or not such policy contains the refund provisions, shall be administered to provide a refund of any unearned premiums upon death of any insured member from date of death if the Company receives a written request for unearned premium from the policyowner or the person entitled thereto.

2) Basic Hospital Expense Coverage

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"Basic Hospital Expense Coverage" is a policy of accident and health insurance which provides coverage for a period of not less than thirty-one (31) days during any continuous hospital confinement for each person insured under the policy, for expense incurred for necessary treatment and services rendered as a result of accident or sickness. Coverage shall be for at least the following:

- A) Daily hospital room and board in an amount not less than the lesser of
 - i) 80% of the charges for semi-private room accommodations or
 - ii) \$50.00 \$100.00 per day; except that \$100.00 may be reduced to \$70.00 outside the metropolitan area.
- B) Miscellaneous charges made by the hospital for services and supplies which are customarily rendered by the hospital and provided for use only during any one period of confinement in an amount not less than either 80% of the charges incurred up to at least \$1,000.00 or ten times the daily hospital room and board benefits; and
- C) Hospital outpatient services consisting of
 - i) hospital services on the day surgery is performed;
 - ii) hospital services rendered within 72 hours after accidental injury, in an amount not less than \$50.00; and;
 - iii) X-ray and laboratory tests for the purpose of a diagnosis and treatment of an accidental injury or a sickness, in an amount not less than \$100.00, but only to the extent that benefits for x-ray and laboratory tests would have been provided if rendered to an in-patient of the hospital.

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D) Benefits provided under (A) and (B) above, may be provided subject to a combined deductible amount not in excess of \$100.00.

3) Basic Medical-Surgical Expense Coverage

"Basic Medical-Surgical Expense Coverage" is a policy of accident and health insurance which provides coverage for each person insured under the policy for the expenses incurred for the necessary services rendered by a physician for treatment of an injury or sickness. Coverage shall be for at least the following:

A) Surgical services:

i) in amounts not less than those provided on a fee schedule based on the relative values contained in the state of New York certified surgical fee schedule, or the 1964 California Relative Value Schedule or other acceptable relative value scale of surgical procedures, up to a maximum of at least \$500.00 for any one procedure; or

ii) not less than 80% of the reasonable charges.

B) Anesthesia services, consisting of administration of necessary general anesthesia and related procedures in connection with covered surgical services rendered by a physician other than the physician (or his assistant) performing the surgical services:

i) in an amount not less than 80% of the reasonable charges; or

ii) 15% of the surgical service benefit.

C) In-hospital medical services, consisting of physician services rendered to a person who is a bed patient in a hospital for treatment of sickness or injury other than that for which surgical care is required, in an amount not less than 80% of the reasonable charges; or

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\$5.00 per day for not less than twenty-one (21) days during one period of confinement.

4) Hospital Confinement Indemnity Coverage

"Hospital Confinement Indemnity Coverage" is a policy of accident and health insurance which provides for not less than \$30.00 per day and for not less than thirty-one (31) days during any one period of confinement for each person insured under the policy. The policy may contain a benefit limit less than \$30.00 per day if the policy benefit period is extended to reflect a maximum amount payable under a \$30.00 per day policy with a thirty-one maximum confinement period for any one period of confinement.

5) Major Medical Expense Coverage

"Major Medical Expense Coverage" is an accident and health insurance policy which provides hospital, medical and surgical expense coverage, to an aggregate maximum of not less than \$10,000.00; co-payment by the covered person not to exceed 25% of covered charges; a deductible stated on a per person, per family, per illness, per benefit period, or per year basis, or a combination of such bases not to exceed 5% of the aggregate maximum limit under the policy, unless the policy is written to complement underlying hospital and medical insurance in which case such deductible may be increased by the amount of the benefits provided by such underlying insurance, for each covered person. The aggregate maximum shall be increased not less than \$3.00 for each \$1.00 by which the deductible exceeds the minimum. Major medical expense insurance must provide for each covered person coverage of:

A) Daily hospital room and board expenses, prior to application of the co-payment percentage, for not less than \$50.00 daily or, in lieu thereof, the average daily cost of semi-private room rate in the area where the insured resides, for a period of not less than thirty-one

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days during any period of continuous hospital confinement;

- B) Miscellaneous Miscellaneous Hospital Services, prior to application of the co-payment percentage, for an aggregate maximum of not less than \$1,500.00 or 15 times the daily room and board rate if specified in dollar amount;
- C) Surgical Services, prior to application of the co-payment percentage, to a maximum of not less than \$600.00 for the most severe operation with the amounts provided for other operations reasonably related to such maximum amount; anesthetic services, prior to application of the co-payment percentage, of at least 15% of the covered surgical fees or, alternatively, if the surgical schedule is based on relative values, not less than the amount provided therein for anesthetic services at the same unit value as used for surgical schedule;
- D) Physician visits, in or out of the hospital with minimum dollar amounts per visit, prior to application of the co-payment percentage, equal to not less than \$8.00 per visit, covering not less than one visit per day and for an aggregate maximum of such covered charges of not less than \$600.00;
- E) Out of Hospital Diagnostic X-rays and Tests, prior to application of the co-payment percentage, for an aggregate maximum of such covered charges of not less than \$600.00;
- F) Not fewer than 3 of the following additional benefits, prior to application of the co-payment percentage, for an aggregate maximum of such covered charges of not less than \$1,000.00;
- i) private duty registered, or if not available, licensed practical nurse services performed by other than a family member while the insured is hospital confined;

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- ii) convalescent nursing home care;
 - iii) diagnosis and treatment by a radiologist or physiotherapist;
 - iv) rental of special medical equipment, as defined by the insurer in the policy;
 - v) artificial limbs or eyes, casts, splints, trusses or braces;
 - vi) treatment for functional nervous disorders, and mental or emotional disorders;
 - vii) out of hospital prescription drugs and medications.
- 6) Disability Income Protection Coverage
- "Disability Income Protection Coverage," is a policy which provides for periodic payments, weekly or monthly, for a specified period during the continuance of disability resulting from either sickness or injury or a combination thereof which has a maximum period of time for which it is payable during disability of at least six (6) months. A disability income protection policy may provide for reduction by the amount of Social Security benefits at inception of any claim but no benefit reduction shall be permitted to offset a Social Security benefit increase during a benefit period.
- 7) Accident Only Coverage
- "Accident Only Coverage" is a policy of accident insurance which provides coverage, singly or in combination, for death, dismemberment, disability or hospital and medical care caused by accident. Accidental death and double dismemberment amounts under such a policy shall be at least \$1,000.00 and a single dismemberment shall be at least \$500.00.
- 8) Specified Coverages

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"Specified Disease Coverage" pays benefits for the diagnosis and treatment of a specifically named disease or diseases. Any such policy must meet the following general rules and one of the following sets of minimum standards for benefits; such insurance covering cancer-whether cancer only or in conjunction with other condition(s) or disease(s)-must meet the standards of subsection (c) or (d); insurance covering specified disease(s) other than cancer must meet the standards of subsections (b) or (d).

A) General Rules:

- i) All advertising materials used in conjunction with a specified disease policy must accompany the policy filing.
- ii) Policies covering a single specified disease or combination of specified diseases may not be sold or offered for sale other than as specified disease covered under this section.
- iii) Any policy issued pursuant to this section which conditions payment upon pathological diagnosis of a covered disease, shall also provide that if such a pathological diagnosis is medically inappropriate, a clinical diagnosis will be accepted in lieu thereof.
- iv) Notwithstanding any other provision of this regulation, specified disease policies shall provide benefits to any covered person not only for the specified disease(s) but also for any other condition(s) or disease(s) directly caused or aggravated by the specified disease(s) or the treatment of the specified disease(s).
- v) Policies containing specified disease coverage shall be at least Guaranteed Renewable.

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- vi) No policy issued pursuant to this section shall contain a waiting or probationary period greater than thirty (30) days.
- vii) Payment may be conditioned upon a covered person receiving medically necessary care or treatment.
- viii) Except for the uniform policy provision regarding other insurance with this insurer, benefits for specified disease coverage shall be paid regardless of other coverage available through individual health insurance.
- ix) After the effective date of the coverage (or applicable waiting period, if any) benefits shall begin with the first day of medical care or hospital confinement if such care or confinement is for a covered disease even though the diagnosis is made at some later date.
- B) The following minimum benefit standards apply to noncancer coverages: A policy which provides coverage for each person insured under the policy for a specifically named disease (or disease(s)) with a deductible amount not in excess of (\$250.00) and an overall aggregate benefit limit, per person, of not less than (\$10,000) and a benefit period of not less than two (2) years for at least the following incurred expenses:
 - i) Hospital room and board and any other hospital furnished medical services or supplies;
 - ii) Treatment by a legally qualified physician or surgeon;
 - iii) Private duty services of a registered nurse (R.N.);

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- iv) X-ray, radium, cobalt, nuclear medicine, and other therapeutic procedures used in diagnosis and treatment;
 - v) Professional ambulance for local service to or from a local hospital;
 - vi) Blood transfusions, including expense incurred for blood donors;
 - vii) Drugs and medicines prescribed by a physician;
 - viii) The rental of an iron lung or similar mechanical apparatus;
 - ix) Braces, crutches and wheelchairs as are deemed necessary by the attending physician;
 - x) Emergency transportation if in the opinion of the attending physician it is necessary to transport the insured to another locality for treatment of the disease; and
 - xi) May include coverage of any other expenses necessarily incurred for treatment of the disease.
- C) A policy which provides coverage for each person insured under the policy for cancer-only coverage or in combination with one or more other specified diseases on an expense incurred basis for services, supplies, care and treatment that are prescribed by a physician as necessary for the treatment of cancer, in amounts not in excess of the usual and customary charges, with a deductible amount not in excess of (\$250.00) and an overall aggregate benefit limit, per person, of not less than (\$10,000) and a benefit period of not less than two (2) years for at least the following:
- 1) Treatment by, or under the direction of, a legally qualified physician or surgeon;

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- ii) X-ray, radium, cobalt, chemotherapy, nuclear medicine, and other therapeutic procedures used in diagnosis and treatment;
- iii) Hospital room and board and any other hospital furnished medical services or supplies;
- iv) Blood transfusions and the administration thereof, including expense incurred for blood donors;
- v) Drugs and medicines prescribed by a physician;
- vi) Professional ambulance for local service to or from a local hospital;
- vii) Private duty services of a registered nurse (R.N.) provided in a hospital; and
- viii) May include coverage of any other expenses necessarily incurred in the treatment of the disease; however, items (i), (ii), (iv), (v) and (vi) plus at least the following shall be included, but may be subject to copayment not to exceed (20%) of covered charges when rendered on an out-patient basis;
- ix) Braces, crutches and wheelchairs as are deemed necessary by the attending physician for the treatment of the disease;
- x) Emergency transportation if in the opinion of the attending physician it is necessary to transport the insured to another locality for treatment of the disease; and
- xi) Home Health Care, that is necessary care and treatment provided at the covered person's residence by a home health care agency or by others under arrangements made with a home health care agency. The program of treatment must be prescribed in writing by the covered

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person's attending physician, who must approve the program prior to its start. The physician must certify that hospital confinement would be otherwise required.

- xii) Physical, speech, hearing and occupational therapy;
- xiii) Special equipment including hospital bed, toilette, pulleys, aspirator, incontinence pants, oxygen, surgical dressings, rubber shields, colostomy and eleostomy appliances;
- xiv) Reconstructive surgery when deemed necessary by the attending physician;
- xv) Prosthetic devices; and
- xvi) Nursing home care for non-custodial services.

D) The following minimum benefit standards apply to specified disease coverages written on a per diem indemnity basis. Such coverages must offer covered persons:

- i) A fixed sum payment equal to one-half of the hospital confinement for at least 365 days.
- ii) A fixed sum payment equal to one-half of the hospital in-patient benefit for each day of hospital or non-hospital out-patient surgery, chemotherapy and radiation therapy for at least 365 days of treatment.
- iii) Benefits tied to confinement in a skilled nursing home or to receipt of home health care are optional; if a policy offers these benefits, they must equal the following:

A fixed sum payment equal to one-fourth the hospital in-patient benefit for each day of skilled nursing home confinement for at

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least 100 days. (approximately \$25.00 per day or \$2,500 minimum benefit.) A fixed sum payment equal to one-fourth the hospital in-patient benefit for each day of home health care for at least 100 days (\$2,500). Notwithstanding any other provision of this regulation, any restriction or limitation applied to the benefits in the above requirements, whether by definition or otherwise, shall be no more restrictive than those under Medicare.

E) "Specified Accident Coverage" is an accident insurance policy which provides coverage for a specifically identified kind of accident (or accidents) for each person insured under the policy for accidental death or dismemberment combined, with a benefit amount not less than \$1,000 for double dismemberment and \$500.00 for single dismemberment.

9) Limited Benefit Health Insurance Coverage

"Limited Benefit Health Insurance Coverage" is any policy or policies other than a policy or contract covering only a specified disease or diseases which provide benefits that are less than the minimum standards for benefits required under Section 2007.50(b)(2)-(7) of this Part. Such policies or contracts may be delivered or issued for delivery in this State only if the outline of coverage required by Section 2007.80(k) of this Part is completed and delivered as required by Section 2007.80(b) of this Part.

10) Non-Conventional Coverage: Nothing contained in this Section shall prohibit the issuance of a policy that does not fall within paragraphs (1) through (9) above if such policy is experimental in nature and is appropriately and prominently described in the outline of coverage required by Section 2007.80(1).

11) The requirements of this Section do not apply to policies issued in compliance with Insurance Code

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Section 363 (Ill. Rev. Stat. 1989, ch. 73, par. 975).

terms and an explanation of such terms in its accompanying outline of coverage.

(Source: Amended at 15 Ill. Reg. 7658, effective May 7, 1991)

5) If a policy contains any limitations with respect to preexisting conditions, such limitations must appear as a separate paragraph of the policy and be labeled as "Preexisting Condition Limitations."

Section 2007.80 Required Disclosure Provisions

a) General Rules

6) All accident only policies shall contain a prominent statement on the first page of the policy or attached thereto in either contrasting color or in boldface type at least equal to the size of type used for policy captions, a prominent statement as follows:

"This is an accident only policy and it does not pay benefits for loss from sickness."

7) All policies, except single premium nonrenewal policies, shall have a notice prominently printed on the first page of the policy or attached thereto stating in substance, that the policyholder shall have the right to return the policy within ten (10) days of its delivery and to have the premium refunded if after examination of the policy the policyholder is not satisfied for any reason.

8) If age is to be used as a determining factor for reducing the maximum aggregate benefits made available in the policy as originally issued, such fact must be prominently set forth in the outline of coverage.

9) If a policy contains a conversion privilege, it shall comply, in substance, with the following: the caption of the provision shall be "Conversion Privilege," or words of similar import. The provision shall indicate the persons eligible for conversion, the circumstances applicable to the conversion privilege, including any limitations on the conversion, and the person by whom the conversion privilege may be exercised. The provision shall specify the benefits to be provided on conversion or may state that the converted coverage will be as provided on a policy form then being used by the insurer for that purpose.

1) Each individual policy of accident and health insurance shall include a renewal, continuation, or nonrenewal provision. The language or specifications of such provision must be consistent with the type of policy to be issued. Such provision shall be appropriately captioned, shall appear on the first page of the policy, and shall clearly state the duration, where limited, of renewability and the duration of the term of coverage for which the policy is issued and for which it may be renewed.

2) Except for riders or endorsements by which the insurer effectuates a request made in writing by the policyholder or exercises a specifically reserved right under the policy, all riders or endorsements added to a policy after date of issue or at reinstatement or renewal which reduce or eliminate benefits or coverage in the policy shall require signed acceptance by the policyholder. After date of policy issue, any rider or endorsement which increases benefits or coverage with a concomitant increase in premium during the policy term must be agreed to be by the insured, except if the increased benefits or coverage is required by law.

3) Where a separate additional premium is charged for benefits provided in connection with riders or endorsements, such premium charge shall be set forth in the policy.

4) A policy which provides for the payment of benefits based on standards described as "usual and customary," "reasonable and customary," or words of similar import shall include a definition of such

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- 10) All specified disease policies shall contain a prominent statement on the first page of the policy in contrasting color and in bold face type at least equal to the size of type used for policy captions, a prominent statement as follows: "This is a limited policy. Read it carefully."

b) Outline of Coverage Requirements for Individual Coverages

- 1) No individual accident and health insurance policy shall be delivered or issued for delivery in this State unless an appropriate outline of coverage as prescribed in paragraphs (c)-(1) below is completed as to such policy and is delivered in accordance with Section 355a(5)(a) of the Illinois Insurance Code as enacted or thereafter amended.

- 2) In the event that a policy is issued on a basis other than that applied for, an outline of coverage properly describing the policy must accompany the policy when it is delivered and, if an outline of coverage was delivered earlier, contain the following statement, in not less than twelve (12) point type, immediately above the company name:

NOTICE

Read this outline of coverage carefully. It is not identical to the outline of coverage provided upon application and the coverage originally applied for has not been issued.

- 3) In those cases where a policy designed to supplement existing coverage is approved, the outline of coverage shall prominently state that coverage is designed to supplement other health insurance policies owned by the insured.
- 4) The appropriate outline of coverage for policies providing hospital coverage which only meets the standards of Section 207.70(b)(2) shall be that statement contained in subsection (c) of this Section. The appropriate outline of coverage for policies providing coverage which meets the standards of both Section 207.70(b)(2) and (3) shall

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be the statement contained in paragraph (e) of this Section. The appropriate outline of coverage for policies providing coverage which meets the standards of Section 207.70(b)(2) and (5) or Section 207.70(b)(3) and (5) or Section 207.70(b)(2), (3), and (5) shall be the statement contained in paragraph (g) of this Section.

c) Basic Hospital Expense Coverage (Outline of Coverage)

An outline of coverage, in the form prescribed below, shall be issued in connection with policies meetings the standards of Section 207.70(b)(2) of this Part. The items included in the outline of coverage must appear in the sequence prescribed:

(COMPANY NAME)

BASIC HOSPITAL EXPENSE COVERAGE
OUTLINE OF COVERAGE

- 1) Read Your Policy Carefully - This outline of coverage provides a very brief description of the important features of your policy. This is not the insurance contract and only the actual policy provisions will control. The policy itself sets forth in detail the rights and obligations of both you and your insurance company. It is, therefore, important that you READ YOUR POLICY CAREFULLY!
- 2) Basic Hospital Expense Coverage - Policies of this category are designed to provide to persons insured coverage for hospital expenses incurred as a result of a covered accident or sickness. Coverage is provided for daily hospital room and board, miscellaneous hospital services, and hospital outpatient services, subject to any limitations, deductibles and co-payment requirements set forth in the policy. Coverage is not provided for physicians or surgeons fees or unlimited hospital expenses.
- 3) (A brief specific description of the benefits, including dollar amounts and number of days duration where applicable, contained in this policy in the following order:

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- A) daily hospital room and board;
- B) miscellaneous hospital services;
- C) hospital out-patient services; and
- D) other benefits, if any.)

(AGENCY NOTE: The above description of benefits shall be stated clearly and concisely, and shall include a description of any deductible or co-payment provision applicable to the benefits described.)

- 4) (A description of any policy provisions which exclude, eliminate, restrict, reduce, limit, delay, or in any other manner operate to qualify payment of the benefits described in (3) above.)
- 5) (A description of policy provisions respecting renewability or continuation of coverage, including age restrictions or any reservation of right to change premiums.)

d) Basic Medical-Surgical Expense Coverage (Outline of Coverage)

An outline of coverage, in the form prescribed below, shall be issued in connection with policies meeting the standards of Section 2007.70(b)(3) of this Part. The items included in the outline of coverage must appear in the sequence prescribed:

(COMPANY NAME)
BASIC MEDICAL-SURGICAL EXPENSE COVERAGE
OUTLINE OF COVERAGE

- 1) Read Your Policy Carefully - This outline of coverage provides a very brief description of the important features of your policy. This is not the insurance contract and only the actual policy provisions will control your policy. The policy itself sets forth in detail the rights and obligations of both you and your insurance company. It is, therefore, important that you READ YOUR POLICY CAREFULLY!

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- 2) Basic Medical-Surgical Expense Coverage - Policies of this category and are designed to provide to persons insured coverage for medical-surgical expenses incurred as a result of a covered accident or sickness. Coverage is provided for surgical services, anesthesia services, and in-hospital medical services, subject to any limitations, deductibles and co-payment requirements set forth in the policy. Coverage is not provided for hospital expenses or unlimited medical surgical expenses.

- 3) (A brief specific description of the benefits, including dollar amounts and number of days duration where applicable, contained in this policy, in the following order:

- A) surgical services;
- B) anesthesia services;
- C) in-hospital medical services; and
- D) other benefits, if any.)

(AGENCY NOTE: The above description of benefits shall be stated clearly and concisely, and shall include a description of any deductible or co-payment provision applicable to the benefits described.)

- 4) (A description of any policy provisions which exclude, eliminate, restrict, reduce, limit, delay, or in any other manner operate to qualify payment of the benefits described in (3) above.)
- 5) (A description of policy provisions respecting renewability or continuation of coverage, including age restrictions or any reservation of right to change premiums.)

e) Basic Hospital and Medical Surgical Expense Coverage
(Outline of Coverage)

An outline of coverage, in the form prescribed below, shall be issued in connection with policies meeting the

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standards of Section 207.70(b)(2) and (3) of this Part. The items included in the outline of coverage must appear in the sequence prescribed.

(COMPANY NAME)
BASIC HOSPITAL AND MEDICAL SURGICAL EXPENSE COVERAGE
OUTLINE OF COVERAGE

- 1) Read Your Policy Carefully - This outline of coverage provides a very brief description of the important features of your policy. This is not the insurance contract and only the actual policy provisions will control. The policy itself sets forth in detail the rights and obligations of both you and your insurance company. It is, therefore, important that you READ YOUR POLICY CAREFULLY!
- 2) Basic Hospital and Medical Surgical Expense Coverage - Policies of this category are designed to provide, to persons insured, coverage for hospital and medical-surgical expenses incurred as a result of a covered accident or sickness. Coverage is provided for daily hospital room and board, miscellaneous hospital services, hospital out-patient services, surgical services, anesthesia services, and in-hospital medical services, subject to any limitations, deductibles and co-payment requirements set forth in the policy. Coverage is not provided for unlimited hospital or medical-surgical expenses.

- 3) (A brief specific description of the benefits, including dollar amounts and number of days duration where applicable, contained in this policy, in the following order:

- A) daily hospital room and board;
- B) miscellaneous hospital services;
- C) hospital out-patient services;
- D) surgical services;
- E) anesthesia services;

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- F) in-hospital medical services; and
- G) other benefits, if any.)

(AGENCY NOTE: The above description of benefits shall be stated clearly and concisely, and shall include a description of any deductible or co-payment provision applicable to the benefits described.)

- 4) (A description of any policy provisions which exclude, eliminate, restrict, reduce, limit, delay, or in any other manner operate to qualify payment of the benefits described in (3) above.)
- 5) (A description of policy provisions respecting renewability or continuation of coverage, including age restrictions or any reservation of right to change premiums.)

f) Hospital Confinement Indemnity Coverage (Outline of Coverage)

An outline of coverage, in the form prescribed below, shall be issued in connection with policies meeting the standards of Section 207.70(b)(4) of this Part. The items included in the outline of coverage must appear in the sequence prescribed:

(COMPANY NAME)

HOSPITAL CONFINEMENT INDEMNITY COVERAGE
OUTLINE OF COVERAGE

- 1) Read Your Policy Carefully - This outline of coverage provides a very brief description of the important features of your policy. This is not the insurance contract and only the actual policy provisions will control. The policy itself sets forth in detail the rights and obligations of both you and your insurance company. It is, therefore, important that you READ YOUR POLICY CAREFULLY!
- 2) Hospital Confinement Indemnity Coverage - Policies of this category are designed to provide to persons insured, coverage in the form of a fixed daily benefit during periods of hospitalization resulting

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from a covered accident or sickness, subject to any limitations set forth in the policy. Such policies do not provide any benefits other than the fixed daily indemnity for hospital confinement and any additional benefits described below.

- 3) (A brief specific description of the benefits contained in this policy, in the following order:
- A) daily benefit payable during hospital confinement; and
 - B) duration of benefit described in (A).)
- (AGENCY NOTE: The above description of benefits shall be stated clearly and concisely.)
- 4) (A description of any policy provisions which exclude, eliminate, restrict, reduce, limit, delay, or in any other manner operate to qualify payment of the benefits described in (3) above.)
- 5) (A description of policy provisions respecting renewability or continuation of coverage, including age restrictions or any reservation of right to change premiums.)
- 6) (Any benefits provided in addition to the daily hospital benefit.)

g) Major Medical Coverage (Outline of Coverage)

An outline of coverage, in the form prescribed below, shall be issued in connection with policies meeting the standards of Section 207.70(b)(5) of this Part. The items included in the outline of coverage must appear in the sequence prescribed:

(COMPANY NAME)
MAJOR MEDICAL EXPENSE COVERAGE
OUTLINE OF COVERAGE

- 1) Read Your Policy Carefully - This outline of coverage provides a very brief description of the important features of your policy. This is not the

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insurance contract and only the actual policy provisions will control. The policy itself sets forth in detail the rights and obligations of both you and your insurance company. It is, therefore, important that you READ YOUR POLICY CAREFULLY!

- 2) Major Medical Expense Coverage - Policies of this category are designed to provide, to persons insured, coverage for major hospital, medical, and surgical expenses incurred as a result of a covered accident or sickness. Coverage is provided for daily hospital room and board, miscellaneous hospital services, surgical services, anesthesia services, in-hospital medical services, and out of hospital care, subject to any deductibles, co-payment provisions, or other limitations which may be set forth in the policy. Basic hospital or basic medical insurance coverage is not provided.
- 3) (A brief specific description of the benefits, including dollar amounts, contained in this policy, in the following order:
- A) daily hospital room and board;
 - B) miscellaneous hospital services;
 - C) surgical services;
 - D) anesthesia services;
 - E) in-hospital medical services;
 - F) out of hospital care;
 - G) maximum dollar amount for covered charges; and
 - H) other benefits, if any.)

(AGENCY NOTE: The above description of benefits shall be stated clearly and concisely, and shall include a description of any deductible or co-payment provision applicable to the benefits described.)

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- 4) (A description of policy provisions which exclude, eliminate, restrict, reduce, limit, delay, or in any other manner operate to qualify payment of the benefits described in (3) above.)
- 5) (A description of policy provisions respecting renewability or continuation of coverage, including age restrictions or any reservation of right to change premiums.)

h) Disability Income Protection Coverage (Outline of Coverage)

An outline of coverage, in the form prescribed below, shall be issued in connection with policies meeting the standards of Section 207.70(b)(6) of this Part. The items included in the outline of coverage must appear in the sequence prescribed:

(COMPANY NAME)
DISABILITY INCOME PROTECTION COVERAGE
OUTLINE OF COVERAGE

- 1) Read Your Policy Carefully - This outline of coverage provides a very brief description of the important features of your policy. This is not the insurance contract and only the actual policy provisions will control. The policy itself sets forth in detail the rights and obligations of both you and your insurance company. It is, therefore, important that you READ YOUR POLICY CAREFULLY!
- 2) Disability Income Protection Coverage - Policies of this category are designed to provide, to persons insured, coverage for disabilities resulting from a covered accident or sickness, subject to any limitations set forth in the policy. Coverage is not provided for basic hospital, basic medical-surgical, or major medical expenses.
- 3) (A brief specific description of the benefits contained in this policy:)

(AGENCY NOTE: The above description of benefits shall be stated clearly and concisely.)

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- 4) (A description of any policy provisions which exclude, eliminate, restrict, reduce, limit, delay, or in any other manner operate to qualify payment of the benefits described in (3) above.)
- 5) (A description of policy provisions respecting renewability or continuation of coverage, including age restrictions or any reservation of right to change premiums.)

i) Accident Only Coverage (Outline of Coverage)

An outline of coverage in the form prescribed below, shall be issued in connection with policies meeting the standards of Section 207.70(b)(7) of this Part. The items included in the outline of coverage must appear in the sequence prescribed:

(COMPANY)
ACCIDENT ONLY COVERAGE
OUTLINE OF COVERAGE

- 1) Read Your Policy Carefully - This outline of coverage provides a very brief description of the important features of your policy. This is not the insurance contract and only the actual policy provisions will control. The policy itself sets forth in detail the rights and obligations of both you and your insurance company. It is, therefore, important that you READ YOUR POLICY CAREFULLY!
- 2) Accident Only Coverage - Policies of this category are designed to provide, to persons insured, coverage for certain losses resulting from a covered accident ONLY, subject to any limitations contained in the policy. Coverage is not provided for basic hospital, basic medical-surgical, or major medical expenses.
- 3) (A brief specific description of the benefits contained in this policy:)

(AGENCY NOTE: The above description of benefits shall be stated clearly and concisely, and shall include a description of any deductible or co-payment provision applicable to the

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benefits described. Proper disclosure of benefits which vary according to accidental cause shall be made in accordance with Section 2007.70(e) of this Part.)

- 4) (A description of any policy provisions which exclude, eliminate, restrict, reduce, limit, delay, or in any other manner operate to qualify payment of the benefits described in (3) above.)
- 5) (A description of policy provisions respecting renewability or continuation of coverage, including age restrictions or any reservation of right to change premiums.)

j) Specified Disease or Specified Accident Coverage
(Outline of Coverage)

An outline of coverage in the form prescribed below, shall be issued in connection with policies meeting the standards of Section 2007.70(b)(8) of this Part. The coverage shall be identified by the appropriate bracketed title. The items included in the outline of coverage must appear in the sequence prescribed:

(COMPANY NAME)
(SPECIFIED DISEASE) (SPECIFIED ACCIDENT) COVERAGE
OUTLINE OF COVERAGE

- 1) Read Your Policy Carefully - This outline of coverage provides a very brief description of the important features of your policy. This is not the insurance contract and only the actual policy provisions will control. The policy itself sets forth in detail the rights and obligations of both you and your insurance company. It is, therefore, important that you READ YOUR POLICY CAREFULLY!
- 2) (Specified Disease) (Specified Accident) Coverage - Policies of this category are designed to provide, to persons insured, restricted coverage paying benefits ONLY when certain losses occur as a result of (specified diseases) or (specified accidents). Coverage is not provided for basic hospital, basic medical-surgical, or major medical expenses.

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- 3) (A brief specific description of the benefits, including dollar amounts, contained in this policy.)

(AGENCY NOTE: The above description of benefits shall be stated clearly and concisely, and shall include a description of any deductible or co-payment provisions applicable to the benefits described. Proper disclosure of benefits which vary according to accidental cause shall be made in accordance with subsection (b)(1)(L) of Section 2007.70 of this Part.)

- 4) (A description of any policy provisions which exclude, eliminate, restrict, reduce, limit, delay, or in any other manner operate to qualify payment of the benefits described in (3) above.)

- 5) (A description of policy provisions respecting renewability or continuation of coverage, including age restriction or any reservation of right to change premiums.)

k) Limited Benefit Health Coverage (Outline of Coverage)

An outline of coverage, in the form prescribed below, shall be issued in connection with policies which do not meet the minimum standards of Sections 2007.70(b)(2-7) of this Part. The items included in the outline of coverage must appear in the sequence prescribed:

(COMPANY NAME)
LIMITED BENEFIT HEALTH COVERAGE
OUTLINE OF COVERAGE

- 1) Read Your Policy Carefully - This outline of coverage provides a very brief description of the important features of your policy. This is not the insurance contract and only the actual policy provisions will control. The policy itself sets forth in detail the rights and obligations of both you and your insurance company. It is, therefore, important that you READ YOUR POLICY CAREFULLY!

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- 2) Limited Benefit Health Coverage - Policies of this category are designed to provide, to persons insured, limited or supplemental coverage.

- 3) (A brief specific description of the benefits, including dollar amounts, contained in this policy:)

(AGENCY NOTE: The above description of benefits shall be stated clearly and concisely, and shall include a description of any deductible or co-payment provisions applicable to the benefits described. Proper disclosure of benefits which vary according to accidental cause shall be made in accordance with Section 2007.70(b)(1)(1) of this Part.)

- 4) (A description of any policy provisions which exclude, eliminate, restrict, reduce, limit, delay, or in any other manner operate to qualify payment of the benefits described in (3) above.)
- 5) (A description of policy provisions respecting renewability or continuation of coverage, including age restrictions or any reservation of right to change premiums.)

- 1) Non-Conventional Coverage (Outline of Coverage)

The outline of coverage shall include the following information:

- 1) The name and principal address of the insurer.
- 2) An appropriate statement of identification of the type of coverage provided by the policy.
- 3) A description of each of the principal benefits and coverages, including the benefit amounts, duration or limits, elimination periods, inner limits and any other items appropriate to the coverage provided.
- 4) A description of the terms and conditions of renewability of the policy, including any limitations by age, time or event, rights to change

premium, status requirements and any other matters appropriate to the terms and conditions of renewability (including any rights of cancellation reserved to the insurer).

- 5) A description of the principal exceptions, reductions and limitations contained in the policy, including the preexisting conditions, if any, and the circumstances under which any reduction provisions become operative.

- 6) A statement that the Outline of Coverage is only a brief summary of the policy and is not the contract of insurance. The policy itself sets forth the rights and obligations of the insured and insurer.

(Source: Amended at 15 Ill. Reg. 7658, effective May 7, 1991)

Section 2007.90 Requirements for Replacement

- a) Application forms shall include a question designed to elicit information as to whether the insurance to be issued is intended to replace any other accident and health insurance presently in force. A supplementary application or other form to be signed by the applicant containing such a question may be used.
- b) Upon determining that a sale will involve replacement, an insurer, other than a direct response insurer, or its agent shall furnish the applicant, prior to issuance or delivery of the policy, the notice described in (d) below. One (1) copy of such notice shall be retained by the applicant and an additional copy signed by the applicant shall be retained by the insurer. A direct response insurer shall deliver to the applicant upon issuance of the policy, the notice described in (e).
- c) In no event, however, will such a notice be required in the solicitation of the following types of policies: accident only and single premium nonrenewable policies.
- d) The notice required by (b) above for an insurer, other than a direct response insurer, shall provide, in substantially the following form:

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NOTICE TO APPLICANT REGARDING REPLACEMENT
OF ACCIDENT AND HEALTH INSURANCE

According to (your application) (information you have furnished), you intend to lapse or otherwise terminate existing accident and health insurance and replace it with a policy to be issued by (Company Name) Insurance Company. For your own information and protection, you should be aware of and seriously consider certain factors which may affect the insurance protection available to you under the new policy.

- 1) Health conditions which you may presently have, (preexisting conditions) may not be immediately or fully covered under the new policy. This could result in denial or delay of a claim for benefits under the new policy, whereas a similar claim might have been payable under your present policy.
- 2) You may wish to secure the advice of your present insurer or its agent regarding the proposed replacement of your present policy. This is not only your right, but it is also in your best interests to make sure you understand all the relevant factors involved in replacing your present coverage.
- 3) If, after due consideration, you still wish to terminate your present policy and replace it with new coverage, be certain to truthfully and completely answer all questions on the application concerning your medical/health history. Failure to include all material medical information on an application may provide a basis for the Company to deny any future claims and to refund your premium as though your policy had never been in force. After the application has been completed and before you sign it, re-read it carefully to be certain that all information has been properly recorded.

The above "Notice to Applicant" was delivered to me on:

Date

Applicant's Signature

- e) The notice required by (b) above for a direct response insurer shall be as follows:

According to (your application) (information you have furnished) you intend to lapse or otherwise terminate existing accident and health insurance and replace it with the policy delivered herewith issued by (Company Name) Insurance Company. Your new policy provides 10 days within which you may decide without cost whether you desire to keep the policy. For your own information and protection you should be aware of and seriously consider certain factors which may affect the insurance protection available to you under the new policy.

- 1) Health conditions which you may presently have, (preexisting conditions) may not be immediately or fully covered under the new policy. This could result in denial or delay of a claim for benefits under the new policy, whereas a similar claim might have been payable under your present policy.
- 2) You may wish to secure the advice of your present insurer or its agent regarding the proposed replacement of your present policy. This is not only your right, but it is also in your best interests to make sure you understand all the relevant factors involved in replacing your present coverage.
- 3) (To be included only if the application is attached to the policy.) If, after due consideration, you still wish to terminate your present policy and replace it with new coverage, read the copy of the application attached to your new policy and be sure that all questions are answered fully and correctly. Omissions or misstatements in the application could cause an otherwise valid claim to be denied. Carefully check the application and write to (Company Name and Address) within 10 days if information is not correct and complete, or if any past medical history has been left out of the application.

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Company Name

(Source: Amended at 15 Ill. Reg. 7658, effective
May 7, 1991)

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NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part:

Child Health Examination Code

2) Code Citation:

77 Ill. Adm. Code 665

3) Section Numbers:

665.240

Adopted Action:

Amendment

4) Statutory Authority:The School Code
Ill. Rev. Stat. 1989, ch. 122, par. 27-8.1 et seq.5) Effective Date of Rules:

May 1, 1991

6) Does this Rulemaking Contain an Automatic Repeal Date? Yes ___ No X

If "yes," please specify date:

7) Does this Rulemaking Contain Any Incorporations by Reference? Yes ___ No X

If "yes," please specify type: 6.02(a) ___ or 6.02(b) ___

If "6.02(b)," was a copy of the approval form issued by the Joint
Committee attached to this rulemaking? Yes ___ No ___8) Date Filed in Agency's Principal Office:

May 1, 1991

9) Date Notice(s) of Proposal was Published in Illinois Register:November 2, 1990 - 14
Ill. Reg. 1786710) Has the Joint Committee on Administrative Rules issued a Statement of
Objections to this/these Rules? Yes ___ No X

If "yes," please complete the following:

A) Statement of Objection: ___, Ill. Reg. ___

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- B) Agency Response: _____, Ill. Reg. _____
- C) Date Agency Response Submitted for Approval to the Joint Committee: _____

11) Difference Between Proposal and Final Version:

None

- 12) Have all the changes agreed upon by the Agency and the Joint Committee been made as indicated in the agreement letter issued by the Joint Committee?

No changes were requested by the Joint Committee.

- 13) Will the Rules Replace an Emergency Rule Currently in Effect?

Yes ☐ No ☒ X

- 14) Are there any other Amendments Pending on this Part? Yes ☐ No ☒ X

If Yes:

Section Numbers	Proposed Action	Ill. Reg. Citation

15) Summary and Purpose of Rules:

This rulemaking clarifies when a measles immunization at 12 months of age is acceptable for children entering kindergarten or first grade.

- 16) Information and Questions regarding this Adopted Rulemaking shall be directed to:

Gail M. DeVito, Division of Governmental Affairs, Department of Public Health, 535 West Jefferson, Fifth Floor, Springfield, Illinois 62761, 217/782-6187.

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER 1: MATERNAL AND CHILD HEALTH

PART 665

CHILD HEALTH EXAMINATION CODE

SUBPART A: GENERAL PROVISIONS

Section	
665.100	Statutory Authority
665.110	General Considerations

SUBPART B: HEALTH EXAMINATION

Section	
665.120	Health Examination Requirement
665.130	Signature of Physician
665.140	Time Examinations to be Conducted
665.150	Report Forms
665.160	Proof of Examination
665.210	Proof of Immunizations
665.220	Local School Authority
665.230	School Entrance
665.240	Basic Immunization
665.250	Proof of Immunity
665.260	Booster Immunizations
665.270	Compliance with the Law
665.280	Physician Statement of Immunity

SUBPART C: VISION AND HEARING SCREENING

Section	
665.310	Vision and Hearing Screening

SUBPART D: DENTAL EXAMINATION

Section	
665.410	Dental Examination Recommendation
665.420	Dental Examination
665.430	Dental Examination Record
665.440	Guidelines

SUBPART E: EXCEPTIONS

Section	
665.510	Objection of Parent or Legal Guardian

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SUBPART F: VISION EXAMINATION

665.520 Medical Objection

Section

665.610 Vision Examination Recommendation

665.620 Vision Examination

665.630 Vision Examination Report

665.640 Indigent Students

Appendix A Vision Examination Report

Appendix B Certificate of Child Health Examination

AUTHORITY: Implementing and authorized by Section 27-8.1 of The School Code (Ill. Rev. Stat. 1989, ch. 122, par. 27-8.1).

SOURCE: Emergency rule adopted at 4 Ill. Reg. 38, p. 275, effective September 10, 1980, for a maximum of 150 days; emergency rule adopted at 4 Ill. Reg. 41, p. 176, effective October 1, 1980, for a maximum of 150 days; adopted at 5 Ill. Reg. 1403, effective January 29, 1981; codified at 8 Ill. Reg. 8921; amended at 11 Ill. Reg. 11791 effective June 29, 1987; amended at 13 Ill. Reg. 11565, effective July 1, 1989; amended at 13 Ill. Reg. 17047, effective November 1, 1989; emergency amendment at 14 Ill. Reg. 5617, effective March 30, 1990 for a maximum of 150 days; amended at 14 Ill. Reg. 14543, effective August 27, 1990; amended at 15 Ill. Reg. 7706, effective May 1, 1991.

Section 665.240 Basic Immunization

a) Diphtheria, Pertussis, Tetanus

- 1) Any child 5 years of age or younger entering school for the first time must show proof (dates, see Section 665.250(b)) of having received four or more doses of Diphtheria, Pertussis, Tetanus (DPT) with the last dose being a booster and having been received on or after the 4th birthday, but prior to school entrance; or within one year prior to school entrance. Individual doses in the series must have been received no less than four weeks apart.

- 2) Any child 6 years of age or older must show proof (dates, see Section 665.250(b)) of receiving three or more doses of DPT or Tetanus, Diphtheria (Td) with the last dose being a booster and having been received on or after the 4th birthday. Individual doses in the series must have been received no less than four weeks apart.

- 3) If 10 years have elapsed since the last booster, an additional

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booster is required.

b) Polio

- 1) Any child 5 years of age or younger entering school for the first time must show proof (dates, see Section 665.250(b)) of having received three or more doses of Trivalent oral Polio Vaccine (TOPV) with the last dose being a booster and having been received on or after the 4th birthday but prior to school entrance. Individual doses in the series must have been received no less than six weeks apart.
- 2) Any child 6 years of age or older must show proof (dates, see Section 665.250(b)) of receiving three or more doses to TOPV with the last dose being a booster and having been received on or after the 4th birthday. Individual doses in the series must have been received no less than six weeks apart.
- 3) A series of inactivated polio virus vaccine (IPV) and appropriate boosters may, for an individual, be substituted for vaccination with TOPV at the direction of a physician.

c) Measles

- 1) Children who have had measles or have been immunized with one dose of live measles virus vaccine at 15 months of age or older, or children who have had two doses of live measles virus vaccine, the first dose at least 12 months of age and the second dose no less than 1 month after the first, shall be considered protected and in compliance.
- 2) Children entering the 5th grade for the first time after July of 1991, entering the 9th grade for the first time after July of 1991, and entering at any grade level after July of 1993, will be required to show evidence of having received two doses of live measles virus vaccine, the first dose at least 12 months of age and the second dose no less than 1 month after the first or other proof of immunity described in this part.
- 3) Any child two years of age or older who is entering at a grade level in which evidence of two doses of live measles virus vaccine is not required, shall show proof (dates, see Section 665.250(b)) of receiving measles vaccine at 15 months of age or older. Immunization at 12 months of age or older is acceptable for those students who entered kindergarten or first grade prior to the 1981-1982 school year. Proof (dates) of disease, if verified by a physician, may be substituted for proof of vaccination. See Section 665.250(c).

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- 4) If immunization was received prior to 1968, proof must be provided that a live virus vaccine was given.
- 5) For students attending school programs where grade levels are not assigned, proof of two doses of live measles virus vaccine as described in (c)(2) shall be submitted prior to the school year in which the child reaches the ages of 5, 10, and 15.
- d) Rubella, Mumps
- 1) All children 2 years of age or older entering school at any grade level must show proof (dates, see Section 665.250(b)) of receiving rubella vaccine on or after the 1st birthday. Proof of disease is not acceptable unless laboratory evidence is presented with blood titer of 1:16 (or equivalent titer) or greater.
- 2) Any child, two years of age or older, entering at any grade level must show proof (dates, see Section 665.250(b)) of receiving mumps vaccine at 12 months of age or older. Proof (dates) of diseases if verified by physician, may be substituted for proof of vaccination.

(Source: Amended at 15 Ill. Reg. 7706, effective May 1, 1991)

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1) Heading of the Part:

School Child Immunization Code

2) Code Citation:

77 Ill. Adm. Code 695

3) Section Numbers:

695.10

Adopted Action:

Amendment

4) Statutory Authority:

An ACT in relation to the prevention of certain communicable diseases. Ill. Rev. Stat. 1989, ch. 111 1/2, par. 22.11 et seq. The School Code Ill. Rev. Stat. 1989, ch. 122, par. 27-8.1 et seq.

5) Effective Date of Rules:

May 1, 1991

6) Does this Rulemaking Contain an Automatic Repeal Date? Yes ☐ No ☒

If "yes," please specify date:

7) Does this Rulemaking Contain Any Incorporations by Reference? Yes ☐ No ☒

If "yes," please specify type: 6.02(a) or 6.02(b)

If "6.02(b)," was a copy of the approval form issued by the Joint Committee attached to this rulemaking? Yes ☐ No ☐

8) Date Filed in Agency's Principal Office:

May 1, 1991

9) Date Notice(s) of Proposal was Published in Illinois Register:

November 2, 1990 - 14 Ill. Reg. 17873

10) Has the Joint Committee on Administrative Rules issued a Statement of Objections to this/these Rules? Yes ☒ No ☐

If "yes," please complete the following:

A) Statement of Objection: _____, Ill. Reg. _____

- B) Agency Response: _____, Ill. Reg. _____
- C) Date Agency Response Submitted for Approval to the Joint Committee: _____

11) Difference Between Proposal and Final Version:

None.

- 12) Have all the changes agreed upon by the Agency and the Joint Committee been made as indicated in the agreement letter issued by the Joint Committee?

No changes were requested by the Joint Committee.

- 13) Will the Rules Replace an Emergency Rule Currently in Effect?

Yes ☐ No ☒

- 14) Are there any other Amendments Pending on this Part? Yes ☐ No ☒

If Yes:

Section Numbers	Proposed Action	Ill. Reg. Citation
-----------------	-----------------	--------------------

- 15) Summary and Purpose of Rules:

This rulemaking updates the terminology in the rules by changing "immune" to "protected and in compliance."

- 16) Information and Questions regarding this Adopted Rulemaking shall be directed to:

Gail M. DeVito, Division of Governmental Affairs, Department of Public Health, 535 West Jefferson, Fifth Floor, Springfield, Illinois 62761, 217/782-6187.

The full text of the Adopted Amendments begins on the next page:

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER K: COMMUNICABLE DISEASE CONTROL AND IMMUNIZATIONS

PART 695
SCHOOL CHILD IMMUNIZATION CODE

- Section
695.10 Basic Immunization
695.20 Booster Immunizations
695.30 Exceptions
695.40 List of Non-Immunized Students

AUTHORITY: Implementing and authorized by "AN ACT in relation to the prevention of certain communicable diseases" (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 22.11 et seq.) and Section 27-8.1 of the School Code (Ill. Rev. Stat. 1989, ch. 122, par. 27-8.1).

SOURCE: Emergency amendment effective June 23, 1977; emergency amendment at 3 Ill. Reg. 14, p. 88, effective March 21, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 52, p. 134, effective December 17, 1979; codified at 8 Ill. Reg. 4512; amended at Ill. Reg. 11799, effective June 23, 1987; emergency amendment at 14 Ill. Reg. 5890, effective March 30, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14562, effective August 27, 1990; amended at 15 Ill. Reg. 7712, effective May 1, 1991.

Section 695.10 Basic Immunization

- a) The optimum starting ages for the specified immunizing procedures are as follows:

- | | |
|------------------|---|
| 1) Diphtheria | 2-4 months |
| 2) Pertussis | 2-4 months, combined with diphtheria-tetanus toxoid |
| 3) Tetanus | 2-4 months |
| 4) Poliomyelitis | 2-4 months |
| 5) Measles | 15 months |
| 6) Rubella | 15 months |
| 7) Mumps | 15 months |

- b) All children entering school in Illinois for the first time shall present evidence of immunity against:

- 1) Diphtheria
- 2) Pertussis (except as noted under Subsection (c))
- 3) Tetanus
- 4) Poliomyelitis
- 5) Measles (except as noted under Subsection (g) below)

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- 6) Rubella
7) Mumps

- c) Any child under 6 years of age who has not been immunized against diphtheria, pertussis and tetanus shall receive 3 injections of diphtheria-pertussis-tetanus combined antigen separated by intervals of 4 weeks or more. Pertussis (whooping cough) vaccine is medically contraindicated for children over the age of 6 years.
- d) Any child 6 years of age or over not having been immunized against diphtheria or tetanus shall receive 2 injections of diphtheria-tetanus separated by intervals of 4-6 weeks or more, with a reinforcing dose at least 1 year after second.
- e) Diphtheria, Pertussis, Tetanus
- 1) Any child who, upon entry, has had a primary series of diphtheria-pertussis-tetanus in the past shall require a booster dose of diphtheria-pertussis-tetanus if he or she is under 6 years of age and has not had a booster since 3 years of age.
 - Any child who, upon entry, has had a primary series of either diphtheria-pertussis-tetanus or diphtheria-tetanus in the past shall require a booster dose of diphtheria-tetanus if he or she:
 - A) is between the ages of 6 and 12 and has not had a booster dose since age 4, or
 - B) is 12 years of age or over and has not had a booster dose within the preceding 8 years.
 - 2) Ideally, the primary series is given in infancy, with booster doses prior to entering kindergarten or first grade and every 10 years thereafter.

f) Polio

- 1) If the child has received primary immunization against polio with live oral polio vaccine, a booster dose of trivalent live oral polio vaccine shall be administered prior to his or her entrance to kindergarten or first grade. Any child not having received primary immunization against polio with live oral polio vaccine shall receive 2 doses (separated by 2 or more months) of trivalent live oral polio vaccine prior to entering kindergarten or first grade and a booster 12 months after the second.
- 2) A course of inactivated poliovirus vaccine and appropriate boosters may, for an individual child, be substituted for vaccination with live oral poliovirus vaccine at the direction

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of a physician licensed to practice medicine in all its branches.

g) Measles

- 1) The child shall present evidence that he or she has:
 - A) been immunized against red measles (rubeola) prior to entering school for the first time, or
 - B) a statement from the physician that he or she has had measles (rubeola).
- 2) Children who have had measles or have been immunized with one dose of live measles virus vaccine at 15 months of age or older, or children who have had two doses of live measles virus vaccine, the first dose at least 12 months of age and the second dose no less than 1 month after the first, shall be considered protected and in compliance. At the direction of a physician licensed to practice medicine in all its branches, a child immunized with live measles virus vaccine at 12 months of age or older, who first enters school in Illinois between August 1977 and September 1981, may be considered protected and in compliance ~~immune~~.
- 3) Children entering the 5th grade for the first time after July of 1990, entering the 9th grade for the first time after July of 1991, and entering at any grade level after July of 1993, will be required to show evidence of having received two doses of live measles virus vaccine, the first dose at least 12 months of age and the second dose no less than 1 month after the first or other proof of immunity as described in this Part.
- 4) For students attending school programs where grade levels are not assigned, proof of two doses of measles vaccine as described in Subsection (g)(3) shall be submitted prior to the school year in which the child reaches the ages of 5, 10 and 15.

h) Mumps

- 1) The child shall present evidence that he or she has:
 - A) been immunized against mumps prior to entering school for the first time, or
 - B) a statement from the physician that he or she has had mumps.
- 2) Only those children who have had mumps or have been immunized with live mumps virus vaccine at twelve (12) months or older,

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shall be considered to be immune.

- 3) All children currently enrolled in school in Illinois who are susceptible to mumps, must show proof of immunity prior to enrolling for school year 1987-88.

(Source: Amended at 15 Ill. Reg. 7712, effective May 1, 1991)

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- 1) Heading of the Part:
Testing of Breath, Blood and Urine for Alcohol and/or Other Drugs

- 2) Code Citation:
77 Ill. Adm. Code 510

- 3) Section Numbers:
510.10
510.60
510.110
510.120
510.130
- Adopted Action:
Amendments
Amendments
Amendments
Amendments

- 4) Statutory Authority:

The Illinois Vehicle Code
Ill. Rev. Stat. 1989, ch. 95 1/2, par. 11-501.2 et seq.

- 5) Effective Date of Rules:

May 1, 1991

- 6) Does this Rulemaking Contain an Automatic Repeal Date? Yes No X

If "yes," please specify date:

- 7) Does this Rulemaking Contain Any Incorporations by Reference?

Yes No X

If "yes," please specify type: 6.02(a) or 6.02(b)

If "6.02(b)," was a copy of the approval form issued by the Joint Committee attached to this rulemaking? Yes No

- 8) Date Filed in Agency's Principal Office:

May 1, 1991

- 9) Date Notice(s) of Proposal was Published in Illinois Register:

January 18, 1991 - 15 Ill. Reg. 418

- 10) Has the Joint Committee on Administrative Rules issued a Statement of Objections to this/these Rules? Yes No X

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If "yes," please complete the following:

- 1) Statement of Objection: _____, Ill. Reg. _____
- 2) Agency Response: _____, Ill. Reg. _____
- 3) Date Agency Response Submitted for Approval to the Joint Committee: _____

Section 510.60, the % sign is deleted in order to remain consistent with the rulemaking that takes effect January 1, 1991, wherein all % signs were deleted. In Section 510.110, a correction was made for the spelling of venipuncture; also in Section 510.110, reference to subsection (c)(3) is being deleted, since there is no such subsection. In Section 510.120, correction is being made to typographical errors, listing the section as 510.120. Lastly and most important, in Section 510.130, the alcohol level is incorrectly stated as 0.99, instead of .099.

1) Difference Between Proposal and Final Version:

- 16) Information and Questions regarding this Adopted Rulemaking shall be directed to:

The following changes were made in response to comments received during the first notice or public comment period:
no comments were received.

Gail M. DeVito, Division of Governmental Affairs, Department of Public Health, 535 West Jefferson, Fifth Floor, Springfield, Illinois 62761, 217/782-6187.

The following changes were made in response to comments and suggestions of the Joint Committee on Administrative Rules:

The full text of the Adopted Amendments begins on the next page:

no comments or suggestions were received.

In addition, various typographical, grammatical and form changes were made in response to the comments from the Administrative Code Division and the Joint Committee on Administrative Rules.

- 12) Have 1 the changes agreed upon by the Agency and the Joint Committee been made as indicated in the agreement letter issued by the Joint Committee?

The Department has made all the changes to which it agreed with the Joint Committee.

- 13) Will the Rules Replace an Emergency Rule Currently in Effect?

Yes X No _____

- 14) Are there any other Amendments Pending on this Part? Yes _____ No X

If Yes:

Section Numbers _____ Proposed Action _____ Ill. Reg. Citation _____

- 15) Summary and Purpose of Rules:

In Section 510.10, correction to the statutory authority is made. In

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TITLE 77: PUBLIC HEALTH
 CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
 SUBCHAPTER f: EMERGENCY SERVICES AND HIGHWAY SAFETY

PART 510

TESTING OF BREATH, BLOOD AND URINE FOR ALCOHOL AND/OR OTHER DRUGS

- Section
- 510.10 Authority
 - 510.20 Definitions
 - 510.30 Construction of Rules
 - 510.40 Instruments for Analyzing the Alcohol Content of Blood By Breath
 - 510.50 Assaying of Ampoule Solutions (Repealed)
 - 510.60 Standards for the Operation of Approval Breath Analysis Instruments
 - 510.70 Licensing of Operator
 - 510.80 Requirements for Renewal of License
 - 510.90 Revocation and Denial of License
 - 510.100 Examining and Certifying Instruments
 - 510.110 Standards and Procedures for Withdrawal of Blood and/or Urine
 - 510.120 Samples for Chemical Analysis of Alcohol or other Drug Content
 - 510.130 Approval of Laboratories and Laboratory Technicians
 - 510.130 Preliminary Breath Screening Test Units (PBT's)

AUTHORITY: Implementing and authorized by Section 11-501.2 of the Illinois Vehicle Code (111. Rev. Stat. 1989, ch. 95 1/2, par. 11-501.2) et seq.

SOURCE: Filed September 18, 1972; new rules adopted at 5 111. Reg. 14152, effective January 1, 1982; rules repealed at 6 111. Reg. 365, effective January 1, 1982; amended at 7 111. Reg. 1917, effective January 28, 1983; codified at 8 111. Reg. 14271; amended at 9 111. Reg. 9154, effective June 3, 1985; amended at 12 111. Reg. 20211, effective December 1, 1988; amended at 14 111. Reg. 19052, effective January 1, 1991; emergency amendment at 15 111. Reg. 612, effective January 1, 1991, for a maximum of 150 days; amended at 15 111. Reg. 7718, effective May 1, 1991.

NOTE: Capitalization denotes statutory language.

Section 510.10 Authority

This Part is promulgated by the Department of Public Health, State of Illinois, in consultation with the Department of Law Enforcement under authority prescribed in Section 11-501.2 et seq., Illinois Vehicle Code, (111. Rev. Stat. 1989, ch. 95 1/2, par. 11-501.2. et seq.)

(Source: Amended at 15 111. Reg. 7718, effective May 1, 1991)

Section 510.60 Standards for the Operation of Approved Breath Analysis Instruments

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Procedures for breath alcohol analysis shall include the following requirements in conjunction with the testing of each subject:

- a) Continuous observation of the subject for at least twenty (20) minutes prior to collection of the breath specimen, during which period the subject must not have ingested alcohol, food, drink, regurgitated, vomited or smoked.
- b) A breath test shall consist of only one (1) breath analysis.
- c) Before a breath analysis, a room air analysis must be conducted, the results of which must be less than 0.01% reading.
- d) Each test shall be performed according to an operational procedure approved by the Department which shall be based upon the manufacturer's recommended testing procedure.

(Source: Amended at 15 111. Reg. 7718, effective May 1, 1991)

Section 510.110 Standards and Procedures for Withdrawal of Blood and/or Urine Samples for Chemical Analysis of Alcohol or other Drug Content

- a) Blood Collection. When a person is arrested and the arresting officer requests a blood test to determine the amount of alcohol or other drugs present, the blood sample shall be collected according to the following procedure(s)

- 1) Blood sample shall be collected in the presence of the arresting officer or other representative of the arresting officer's agency who can authenticate the sample.
- 2) The blood sample shall be collected per venipuncture by a physician licensed to practice medicine, by a registered nurse or by a trained phlebotomist acting under the direction of a licensed physician.
- 3) Disinfectant. A disinfectant containing no alcohol or other volatile organic substance shall be used to clean the skin where a specimen is to be collected.
- 4) Equipment for Collection of Blood Samples.
 - A) Sterile, dry hypodermic needles and syringes or vacuum type blood collecting containers shall be used. Reusable equipment, if used, shall not be cleaned or kept in alcohol or other volatile organic solvent.
 - B) When hypodermic needles and syringes are used, the sample

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obtained shall be dispensed in approximately equal volumes, directly into two (2) clean, dry containers. Alcohol or other volatile organic solvent shall not be used to clean the container. The blood shall be mixed with an anticoagulant/preservative which will not interfere with the intended analytical method. The containers shall be closed with inert stoppers.

- C) When vacuum type blood collecting containers are to be used as primary collecting tubes, two (2) tubes should be collected each containing an anticoagulant/preservative which will not interfere with the intended analytical method.

D)

- i) The individual containers shall be appropriately and securely labeled to provide the following information:

Name of accused;

Date and time of collection;

Collecting attendant;

Authorizing officer's signature and agency identification; and type of anticoagulant/preservative.

- ii) The identity and integrity of the sample shall be maintained through collection to analysis and reporting.

- E) The blood samples shall be delivered directly to a laboratory certified by the Department. (See Section 510.120)

- F) The testing laboratory shall utilize one container for the appropriate analysis; the second container shall be retained by that laboratory for a period of at least one (1) year if sufficient sample is submitted.

- G) When drugs other than alcohol are suspected, a urine specimen of approximately 30 ml should accompany the blood sample, but shall not be submitted in lieu of the blood sample. The urine sample shall be collected from the accused's first voiding of the bladder in a manner to preserve the dignity of the individual and the integrity

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of the sample and in accordance with subsection (c)(1). and (3).

- b) Blood and urine samples shall be tested to determine the concentration of alcohol and/or other drugs present by a laboratory method acceptable in a court of law.

- c) Urine collection.

- i) A urine sample should be considered only when other methods to determine equivalent alcohol concentration in the blood are not practicable, due to the condition of the individual. A specimen of urine, when collected, shall be collected in a manner to preserve the dignity of the individual and to insure the integrity of the sample. When a person is arrested and the arresting officer requests a urine test, the urine sample should be collected according to the following procedures:

- A) Urine samples shall be collected in the presence of the arresting officer or a representative of the arresting officer's agency who can authenticate the sample. The officer or representative shall be of the same sex as the subject undergoing testing.

- B) The accused shall empty his/her bladder and the urine be discarded. One half hour later the accused shall again be requested to void the bladder and the specimen shall be collected in clean, dry container and dispensed in approximately equal volumes directly into two (2) containers. No preservative shall be used. The containers shall be closed with inert stoppers.

- C) Each of the individual containers shall be appropriately and securely labeled to provide the following information:

i) Name of accused

ii) Date and time of collection

iii) Collecting attendant

iv) Authorizing officer's signature and agency identification

- 2) The identity and integrity of the samples shall be maintained through collection to analysis and reporting.

- A) The urine samples shall be delivered directly to a

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laboratory certified by the Department. (See Section 510.120)

- b) The testing laboratory shall utilize one container for the appropriate analysis; the second container shall be retained by that laboratory for a period of at least one (1) year if sufficient sample is submitted.

- d) Reporting of Results. The original report of the analysis shall be returned to the submitting agency only. A duplicate copy of the report of the analysis shall be retained in the testing laboratory for a period of at least two (2) years. All laboratories shall submit to the Department of Public Health all analyses results of blood and/or urine of drug content, age of individual, without identifying the individual. The results of these analyses will be kept by the Department and used only for statistical purposes. Results are to be submitted to the Illinois Department of Public Health, Division of Alcohol and Substance Testing, 535 West Jefferson, Springfield, Illinois 62761.

- e) When the Accused requests an additional chemical analysis, THE PERSON TESTED MAY HAVE A PHYSICIAN, OR A QUALIFIED TECHNICIAN, CHEMIST, REGISTERED NURSE, OR OTHER QUALIFIED PERSON OF THEIR OWN CHOOSING ADMINISTER A CHEMICAL TEST OR TESTS IN ADDITION TO ANY ADMINISTERED AT THE DIRECTION OF A LAW ENFORCEMENT OFFICER. (Section 3 of The Illinois Vehicle Code). The test must be conducted in accordance with procedures in Section 510.110(a) through (c) except those provisions which require the presence and signature of the arresting officer or his/her representative and those provisions in subsection (a) (2).

(Source: Amended at 15 Ill. Reg. 7718, effective May 1, 1991)

Section 510.120 Approval of Laboratories and Laboratory Technicians

- a) Only laboratories certified by the Department and which employ technicians who work under the supervision of a pathologist, toxicologist, or other person who has had at least five years experience in the specialty of analytical chemistry shall be deemed qualified to detect and or quantitate alcohol and/or other drugs in human biologic fluids. The Laboratory Director shall be responsible for the accuracy of all laboratory testing performed in his laboratory.

- b) Prior to laboratory certification, and annually thereafter, the Department shall request the demonstration of proficiency in the performance of the tests by the laboratory through the satisfactory examination of specimens submitted by the Department for this

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purpose or by participation in a program or programs of proficiency testing conducted by an agency or agencies approved by the Department.

- c) An applicant for certification under this rule shall furnish evidence of competent supervision by a person who meets the qualifications set forth in Section 5120.120 (a).
- d) Upon evidence that a laboratory has complied with Section 510.120 (a) (b) and (c), a letter of certification listing those technicians authorized to perform appropriate tests, shall be issued, and such certification shall be valid for twelve months from the date of issuance by the Department. It may be renewed from year to year upon submission by the holder of the certification of evidence that he continues to perform laboratory analyses for alcohol and/or other drug content in human biologic fluids under the supervision of a person meeting the qualifications set forth in Section 5120.120(a) and upon the Department's determination that the laboratory is satisfactorily complying with Section 5120.120(b).

(Source: Amended at 15 Ill. Reg. 7718, effective May 1, 1991)

Section 510.130 Preliminary Breath Screening Test Units (PBT's)

- a) Preliminary breath test units are portable electrically or battery powered units, used to determine if alcohol is present in the tested subject's breath.
- b) Preliminary breath test units offered for sale anywhere within the State to law enforcement agencies must be approved by the Department. No instrument shall be given approval if it demonstrates an error in excess of plus or minus .01. Any instrument which is not approved after initial testing shall be re-tested at the request of the manufacturer.

- c) Preliminary breath test units shall be utilized by law enforcement agencies in accordance with the manufacturer's specifications and operating procedures.

- d) Unit Approval

- 1) Units listed as Pass/Fail will indicate alcohol levels as follows:

- A) Green Indicator Light - A level of .00 to .05,
- B) Amber Indicator Light - A level of .051 to .099,

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- C) Red Indicator Light - A level of .10 or higher.
- 2) Units listed as Digital Read will indicate alcohol levels by numeric indication of two digits (.00) on a visible screen.
- 3) Units listed as Digital Pass/Fail will indicate levels of alcohol impairment by a numeric or letter message on the unit screen for .05 to .10 levels.

e) Units Approved:

- 1) ALCO-CHEK, Models I and II and Mmodel 3000
All Pass/Fail and Digital Read Models
Manufactured by Approved Technology, Inc., P.O. Box 88094,
Grand Rapids, MI 49508.
- 2) ALCO-SENSOR
All Pass/Fail, Digital Read and Digital Pass/Fail Models
Manufactured by Intoximeters, Inc., 1901 Locust St., St.
Louis, MO 63101.
- 3) S-L2 and S-D2 Lion Alcolmeter
All Pass/Fail and Digital Read Models
Manufactured by C.M.I., Inc., 316 East Ninth Street, Owensboro,
KY 42301.
- 4) ALERT Model J-4
All Digital Pass/Fail and Digital Read Models
Manufactured by Alcohol Countermeasures Systems, 924
Military Street, Port Huron, MI 48060.
- 5) GUTH ALCO-TECTOR
Pass/Fail Model Only
Distributed by Guth Laboratories, Inc., 590 N. 67th Street,
Harrisburg, PA 17111.

(Source: Amended at 15 Ill. Reg. 7718, effective May 1, 1991)

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- 1) Heading of the Part: Confidentiality of Information
- 2) Code Citation: 89 Ill. Adm. Code 505
- 3) Section Numbers:
505.5 Adopted Action:
505.10 Renumbered Amendment
505.20 Renumbered
505.40 Amendment
505.70 Amendment
505.80 Amendment
- 4) Statutory Authority: "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(a), 3437 and 3444(g)), and Social Security Regulations (20 CFR 401 (1983)) and authorized by Section 16 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 16)
- 5) Effective Date of Rule(s) (Amendments, Repealer): May 7, 1991
- 6) Does this rulemaking contain an automatic repeal date?
Yes X No
- 7) Does this rule (amendment, repealer) contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: April 26, 1991
- 9) Notice of Proposal Published in Illinois Register:
August 10, 1990, 14 Ill. Reg. 12718
(issue date)
- 10) Has JCAR Issued a Statement of Objections to this (these) Rule(s)? no If answer is "yes," please complete the following:
A) Statement of Objection: (issue date) , Ill. Reg.
B) Agency Response: (issue date) , Ill. Reg.
C) Date Agency Response Submitted for Approval to JCAR:
- 11) Difference(s) between proposal and final version:
Pursuant to discussions with the Joint Committee regarding

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the above-referenced rulemaking, the Department of Rehabilitation Services has agreed:

1. To modify Section 505.40(a) by adding "(e.g. counselor's supervisor, Legal Counsel, Hearings Coordinator)" after "employees".
2. To modify Section 505.40(c) by striking "may" and adding "shall" and changing "must" to "shall".
3. To strike "will" and add "shall" in Section 505.40(c)(1) through (5).
4. To add "In determining whether to conduct such studies or surveys, the Director will consider such factors as the time demand on staff in developing responses, any past experience DORS has in working with the organization or individual, and the specific relationship of the study or survey questions to the program being planned." as the third sentence in Section 505.40(d).
5. To add "Reasonable cause" means that the available facts when viewed in light of surrounding circumstances would cause a reasonable person to believe that a child was abused or neglected." as the last sentence in Section 505.40(f).
6. To modify Section 505.70(a) by changing "An appropriate notice" to "A written".
7. To change "must" to "shall" in Sections 505.70(b).
8. To use existing code language "shall" instead of "must" in the fourth sentence of Section 505.80(a).
9. To change "may" to "shall" in Sections 505.80(c)(1) and (c)(2).
10. To modify Section 505.80(c)(2)(A) by adding "(e.g., Illinois Department of Public Health, county or city health department)" after "public health authority".
11. To modify Section 505.80(c)(2)(C) by changing "may" to "shall" and adding "to the Associate Deputy Director of the Bureau of Rehabilitation Services," after "chain of command,".
12. To change "may" to "shall" in Section 505.80(c)(3).

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13. To modify Section 505.80(c)(3)(C) by adding "(e.g., dorm parent, wrestling coach, teachers in whose classes the student is enrolled)" after "in the principal's opinion," and changing "may" to "shall".
14. To update all references to the Illinois Revised Statute to reflect the 1989 edition.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this rule replace an Emergency Rule(s) currently in effect? No
- 14) Are there any amendments pending on this Part: No
- Section Numbers Proposed Action Illinois Register Citation
- 15) Summary and Purpose of Rule(s): Section 505.40 is amended to clarify when organizations or individuals may obtain confidential information and shows outdated information being repealed. It also adds a provision for reporting information to DCFS.
Section 505.70 clarifies how subpoenas are to be handled.
Section 505.80 adds information regarding AIDS, HIV and ARC.
The remainder of the changes are grammatical or minor clarifications.
- 16) Information and answers to questions regarding this adopted rule shall be directed to:
Ms. Leigh Reed
Regulations and Procedures Division
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429
Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

The full text of Adopted Amendment(s) begins on the next page:

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TITLE 89: SOCIAL SERVICES
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES
SUBCHAPTER a: GENERAL PROGRAM PROVISIONS

PART 505
CONFIDENTIALITY OF INFORMATION

Section	Definitions (Renumbered)
505.5	General
505.10	Definitions (Renumbered)
505.20	Ownership of Records
505.30	Release of Confidential Information without the Consent of the Recipient Client
505.40	Release of Confidential Information with the Consent of the Recipient Client
505.50	Procedures
505.60	Subpoenas
505.70	Additional Rules
505.80	

AUTHORITY: Implementing Sections 3(a), 5a, and 13(g) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(a), 3437 and 3444(g)), and Social Security Regulations (20 CFR 401 (1983)) and authorized by Section 16 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 16)

SOURCE: Adopted at 7 Ill. Reg. 5247, effective April 1, 1983; amended at 8 Ill. Reg. 15493 effective August 15, 1984; amended at 9 Ill. Reg. 16971, effective October 16, 1985; amended at 11 Ill. Reg. 9952, effective May 8, 1987; amended at 15 Ill. Reg. 7728, effective May 7, 1991.

Section 505.5 Definitions (Renumbered)

Client -- Means a person who is receiving, has received, or has applied for any DORS services of the Department, including a student at a DORS school, or the person empowered by law to act on behalf of the client.

Confidential Information -- Means all closed, active and future records and conversations (including telephone/telecommunication devices for the Deaf (TDD)) between the client and counselor kept by DORS the Department, concerning the client's program of services to that client.

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from TDD conversations must be destroyed upon completion and documentation of the call.

DORS -- Means the Illinois Department of Rehabilitation Services.

Employee -- Means any person employed by DORS the Department to participate in the delivery of the Department's DORS programs. As used in this Part Rule, the term shall also include supervisory level personnel and others in management positions.

Guardian -- Means the person appointed by a court as the guardian of the person of a minor or of an adult.

Parent -- Means either a natural or adoptive parent, except those whose parental rights have been terminated voluntarily or by order of a court, or otherwise restricted by order of a court.

Representative -- Means the person that the client by Power of Attorney, or otherwise in writing, has authorized to act on the client's behalf.

Services -- Means the assistance and support available under DORS the Department's program to a client.

(Source: Section 505.5 renumbered and amended from Section 505.20 at 15 Ill. Reg. 7728, effective May 7, 1991)

Section 505.10 General

a) **the Department** DORS through its divisions, facilities and various offices, shall maintain records on all persons clients receiving services from the Department. All records shall be of a confidential nature and shall not be made available to the general public.

b) Except as required or allowed in this Part, no confidential information obtained concerning a person's services from the Department or the Department's services may be disclosed by the Department without the consent of that individual. If the information concerns a minor, the consent of a parent or guardian must also be obtained. After a person has reached the

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age of 18 years, the records of that individual may be disclosed only with the consent of that individual, or, if one has been appointed, the guardian of the person of an adult.

- c) Except as provided in this Part, each client ~~person~~ ~~served by the Department~~ who has reached 12 years of age shall have full access to all records which contain ~~the client's~~ that person's confidential information. A parent or guardian of a minor shall also have full access to the confidential information contained in the records of that minor.
- d) All clients, representatives, service providers, cooperating agencies, and interested persons shall be informed of the confidentiality of personal information and the conditions for accessing and releasing this information.
- e) All clients and their representatives must be informed about ~~the Department's~~ DORS' need to collect personal information and the policies governing its use. ~~The Department~~ DORS shall inform clients of the following:
 - 1) ~~Identification of~~ the authority under which information is collected;
 - 2) ~~Explanation of~~ the principal purposes for which ~~the Department~~ DORS intends to use or release the information;
 - 3) ~~Explanation of~~ whether the client's provision of the information is mandatory or voluntary and the effects of not providing requested information to ~~the Department~~ DORS;
 - 4) ~~Identification of~~ those situations where ~~the Department~~ DORS requires or does not require informed written consent of the client before information may be released; and
 - 5) ~~Identification of~~ other agencies to which information is routinely released and the types of information so released.

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- f) All explanations to clients and their representatives about ~~state~~ policies and procedures affecting confidential information must be in the client's primary language or must be through appropriate modes of communication for those individuals who rely on special modes of communication, including Braille.
- g) ~~For the purposes of this rule, whenever consent or action is required of a client, the representative properly authorized may give such consent or take such action:~~

- hg) Any person entitled to access client files (as set forth in Section 505.50(a) of this Part) may inspect those files and request modification of any part of the record which he or she believes is misleading. If such a request is refused, the client is entitled to submit a written rebuttal to such records and submit the rebuttal for incorporation as a permanent part of the record. Whenever the disputed part of the record is disclosed, the rebuttal shall accompany the disclosed part.

(Source: Amended at 15 Ill. Reg. 7728, effective May 7, 1991)

Section 505.20 Definitions (Renumbered)

(Source: Section 505.20 renumbered to Section 505.5 at 15 Ill. Reg. 7728, effective May 7, 1991)

Section 505.40 Release of Confidential Information without the Consent of the Client

- a) An employee may, in the course of providing services, disclose confidential information without the consent of the client to other ~~Departmental~~ DORS employees (e.g., counselor's supervisor, Legal Counsel, Hearings Coordinator), with the exception cited in Section 505.80(c).
- b) Pursuant to ~~the Department's~~ DORS' obligations under federal and state law and regulations to utilize both similar benefits and alternative programs for which a client may be eligible, the employee may disclose to agencies having such programs or benefits personal identifying information obtained during the

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intake process without the consent of the client. However, only such personal identifying information as is essential to the referral shall be disclosed. The remainder of the information shall only be released to another agency after written consent from the client is obtained.

c) Only the Director may shall authorize the release of confidential information to an organization, agency, or individual engaged in audit, evaluation, research, or employee disciplinary actions and only for purposes directly connected with the administration of the program or for purposes which would significantly improve the quality of life for handicapped persons with disabilities. ~~and//bony~~
~~if//~~ The organization, agency, or individual shall assure that:

- 1) Tthe information will shall be used
only for the purposes for which it is being
provided;
- 2) Tthe information will shall be
released only to persons officially connected
with the audit, evaluation or research, or
employee disciplinary action;
- 3) Tthe information will shall not be
released to the client;
- 4) Tthe information will shall be
managed in a manner to safeguard confidentiality;
and
- 5) Tthe final product will shall not
reveal any personal identifying information
without the informed written consent of the
client.

d) Organizations and individuals not directly involved in the DORS delivery of services shall not have access to confidential information. However, if such organizations or individuals request information from DORS which would be used in the development and planning of their own programs, then the Director may, in his discretion, conduct such studies and surveys on their behalf as they request and release the

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results to them deleting any personal identifying information regarding any clients. In determining whether to conduct such studies or surveys, the Director will consider such factors as the time demand on staff in developing responses, any past experience DORS has in working with the organization or individual, and the specific relationship of the study or survey questions to the program being planned. All other aspects of the studies or surveys shall be as agreed between parties. ~~THE DEPARTMENT~~ DORS may share confidential information on a need-to-know basis with its trainees, interns, counselor aides, and volunteers, who shall be bound by ~~DORS DEPARTMENT~~ Rules concerning confidentiality in the same manner as employees.

e) Confidential information may also be released without consent in the following situations:

- 1) in order to protect the client or others when the client poses a threat to his or her safety or to the safety of others;
- 2) if required by Federal law;
- 3) in response to investigations in connection with law enforcement, fraud or abuse; or
- 4) in response to judicial order.

f)---When the client has requested the Secretary of the U.S. Department of Education, or any successor agency, to review the final decision of the Department in a Fair Hearing, the Department upon request of the Secretary or the Secretary's designee, shall provide to the Secretary or the Secretary's designee a complete and officially certified copy of the case record of the client, including the record and transcripts of the Fair Hearing, and the decision made by the Director of the Department.

f) Confidential information shall be released without consent to the Department of Children and Family Services if the employee has reasonable cause to believe a child is or has been neglected or abused, in accordance with the Abused and Neglected Child Reporting Act (Ill. Rev. Stat. 1989, ch.23, pars.

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2051 et seq.). "Reasonable cause" means that the available facts when viewed in light of surrounding circumstances would cause a reasonable person to believe that a child was abused or neglected.

(Source: Amended at 15 Ill. Reg. 7728, effective May 7, 1991)

Section 505.70 Subpoenas

- a) When a client is involved in litigation or in an administrative proceeding, a subpoena for the production of records only is received by DORS the Department, the employee receiving it shall do as follows:

1) If a consent to give the release of information from the client is received, the employee shall release such information in accordance with the requirements and procedures of this Part, and with the terms of the subpoena. A written notice shall accompany the records identifying the removed material and directing the person issuing the subpoena for records to the proper source for release or to the client for consent for Section 505.50(b) records.

- b) Information which is governed by the following sections shall be removed before releasing the file, if the release is other than in court:

- 1) Section 505.50 (a) (1) which a providing individual, agency or organization refuses to allow DORS to release;
- 2) Section 505.50(b) unless the client has consented to the release; or
- 3) Section 505.80 (a).

2) If no consent is given, the employee shall do the following:

a) If the subpoena is from the client's attorney, contact that attorney immediately and request a consent from the client;

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b) If the subpoena is from either the client's attorney or the client, the employee shall do the following:

c) If the subpoena is received by the date of the subpoena, the employee shall appear before the court or administrative body and inform them of the requirements of law and regulations concerning confidentiality. The employee shall testify only upon order of the Department, may file a motion to quash in such cases, particularly in those cases where the client, whose records are being subpoenaed, is represented by legal counsel.

cd)

If an employee receives a subpoena to testify in court or in an administrative hearing, the employee shall immediately contact DORS Chief Legal Counsel to discuss the subpoena. Appeal according to the terms of the subpoena and shall testify if consent is given by the client. If no consent is given, the employee shall inform the court or administrative body of the requirements of law and regulations concerning confidentiality and shall testify only upon order of the Department may file a motion to quash in such cases, particularly in those cases where the client, whose records are being subpoenaed, is represented by legal counsel. If the subpoena requires a court appearance, the information shall be segregated in the file and the employee shall follow the order of the court after drawing the court's attention to the federal laws and regulations pertaining thereto.

////// c) Information governed by Section 505.50(a) which a providing individual, agency or organization refuses to allow the Department to release shall be removed from the file before releasing the file. If the release is other than in court, the employee shall do the following:

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proper notice for release. If the student requires a court appointment, the information shall be segregated in the file and the employee shall follow the order of the court after obtaining the court's attention to the federal laws and regulations pertaining thereto.

(Source: Amended at 15 Ill. Reg. 7728, effective May 7, 1991)

Section 505.80 Additional Rules

- a) Social Security Administration Information. Information in case records received from, or developed for, the Social Security Administration (SSA) shall be controlled by the its regulations governing confidentiality established by the Social Security Administration (20 CFR 401, (1983)). Such information in the records of the Department's Bureau of Disability Adjudication Determination Services shall be available to the other sections of the Department DORS in connection with the delivery of services to a client. However, should such information be sought by any a client for any reason, the such inquiry shall be directed to contact the originating source of the information or the Social Security Administration SSA. However, by Federal law, a Member of Congress has a right to receive this information upon request. Confidentiality of such information as governed by 20 CFR 401, 1983.

- b) Education Records. This Part shall not apply to the educational records maintained by any of DORS the Department's facilities. Such records are subject to the Illinois School Student Records Act, (Ill. Rev. Stat. 1983, ch. 122, par. 50-1 et seq.), and any regulations thereunder. Other DORS Department records received and maintained by the facilities operated by the Department DORS shall not be compiled with the educational records and shall be governed by this Part.

- c) AIDS, ARC, HIV Information.

- 1) No person at a DORS' school shall disclose or be compelled to disclose the identity of a DORS'

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student who has been exposed to the human immunodeficiency virus (HIV), the identity of any person upon whom an HIV test is performed or the results of such a test without the written, informed consent of the student, or the student's legally authorized representative, except as permitted by law (Illinois AIDS Confidentiality Act, Ill. Rev. Stat. 1989, ch. 111 1/2, par. 7301 et seq.).

- 2) A DORS school principal shall only disclose the identity of an HIV infected student:

- A) if notified by a public health authority (e.g., Illinois Department of Public Health, county or city health department) that the student has been exposed to the HIV infection;
- B) if in the principal's judgement it is necessary per "An Act in relation to the prevention of certain communicable diseases" (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 22.12a); and
- C) if approval to share the information has been obtained through the chain of command to the Associate Deputy Director of the Bureau of Rehabilitation Services, but identifying information may not be disclosed to obtain approval.

- 3) If these conditions are met, the principal shall inform the following:

- A) the superintendent of the DORS' school;
- B) the school nurse;
- C) other persons as shall be necessary in the principal's opinion, (e.g., dorm parent, wrestling coach, teachers in whose classes the student is enrolled) as long as the student's identity is not revealed; and
- D) those persons who are required to decide the student's placement or educational

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program, but only if there is a need to know such information in order to provide the student with medical services, e.g., when a student must take medication during school attendance or when the student's clinical condition necessitates other medical services.

(d) Media Requests. No confidential information requested by the media concerning a client shall be released, unless the written consent of the client or representative is first obtained.

(e) Legislative Requests. Release of Information to State Legislators or Legislative Bodies

1) Only the Director or client or representative shall can authorize the release of client information the contents of base records to the Illinois legislature, committees, commissions or employees thereof; except if: unless authorized by the client or representative; individual legislators shall not have access to confidential information unless acting under authority given them.

A) access is authorized by the legislature by resolution or otherwise; or

B) as member of a committee or commission needs when such information is needed to advance legislation pending before such committee, or

by the client or representative.

2) Legislators may receive a general status report, not containing confidential information of a client upon request which does not contain confidential information.

3) Auditors with specific legislative authority shall be given access to any and all records necessary for such audit. The auditors shall be prohibited by this part rule from any further dissemination of confidential information beyond

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the scope of the audit, and shall similarly be bound by the statute governing the operation of the Auditor General's Office, and regulations promulgated pursuant thereto. Ill. Rev. Stat. 1989, ch. 15, par. 301-1 et seq.; Auditor General Regulation 3:3 11A(1), "Maintenance of Information."

Other Restrictions on the Release of Information

1) Organizations and individuals may directly involved in the Department's delivery of services shall not have access to confidential information, however, if such organizations or individuals request information from this Department which would be used in the development and planning of their own programs, then the Director may in his discretion conduct such studies and surveys on their behalf as they request and release the results to them relating any personal identifying information regarding any clients. All other aspects of the studies or surveys shall be as agreed between parties.

2) Students who are working with or have volunteered services to the Department, shall not have access to confidential information unless they have become adults, or

the Part shall apply to all closed, active and future records of the Department.

(Source: Amended at 15 Ill. Reg. 7728, effective May 7, 1991)

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of Part: Carriage by Public Highway
- 2) Code Citation: 92 Ill. Adm. Code 177
- 3) Section Numbers:
177.2000
Adopted Action:
Amendment
- 4) Statutory Authority: Ill.Rev.Stat. 1989, ch. 95 1/2, pars. 700-4(a) and 700-9(a)
- 5) Effective date of rules: May 7, 1991
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.
- 8) Date filed in agency's principal office: May 3, 1991
- 9) Notice of proposal published in Illinois Register:
February 1, 1991, 15 Ill. Reg. 1442
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Differences between proposal and final version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements letter issued by JCAR? No changes were necessary.
- 13) Will this rule replace an Emergency Rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and purpose of rules:

By this Notice of Adopted Amendments, the Department deletes the date of incorporation by reference of 49 CFR 177 as of September 1, 1989, and inserts in its place the date of October 1, 1990.

DEPARTMENT OF TRANSPORTATION

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A review of the federal regulations adopted since September 1, 1989, to the new incorporation by reference date, indicates there are certain changes made by US DOT not reflected in the Department's regulations. This rulemaking does make limited changes in the Department's regulations to bring Part 177 in line with the federal regulations. The following is a summary of the changes in US DOT regulations which are included in this adopted rulemaking.

By adopting this rulemaking, the Department's regulations will incorporate the changes made to Part 177 by US DOT in rulemaking Dockets:

- HM-164C [54 FR 41902 (October 12, 1989)]
[55 FR 19210 (May 8, 1990)]
- HM-164D [55 FR 4423 (February 8, 1990)]
- HM-183/183A [54 FR 50332 (December 6, 1989)]
[55 FR 21035 (May 22, 1990)]
[55 FR 37028 (September 7, 1990)]
- HM-189I [55 FR 39977 (October 1, 1990)]

Docket HM-164C amended the regulations to require carriers of highway route controlled quantity radioactive materials to transport those materials directly from pick up points to preferred routes to delivery points using a shortest distance criterion. Section 177.825 was revised so that motor carriers of highway route controlled quantity radioactive materials would, with some exceptions, have to transport those materials directly from pick up points to preferred routes and directly from preferred routes to delivery points using a shortest distance criterion.

Docket HM-164D amended the regulations by deleting Appendix A from Part 177 which was a policy statement providing guidance to state and local governments regarding routing, shipping and control of radioactive materials.

Docket HM-183/183A amended the regulations by revising the effective date and the requirements for the manufacture of cargo tanks and the operation, maintenance, repair and requalification of all specification cargo tanks. Section 177.824 was revised to clarify that a motor carrier may not operate a specification cargo tank motor vehicle containing a hazardous material unless the cargo tank conforms to the retest and inspection requirements in the regulations.

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

Docket HM-189I amended the regulations by correcting editorial errors and making minor regulatory changes to the regulations. Section 177.870 corrected the word "paranitroaniline".

- 16) Information and questions regarding these adopted rules shall be directed to:

By U.S. Mail:

Mr. Tom Crawford, Manager
Regulations and Training Unit
Illinois Department of Transportation
Division of Traffic Safety
P.O. Box 19212
Springfield, Illinois 62794-9212
(217) 785-3064

By Messenger or Inter-Agency Mail:

Mr. Tom Crawford, Manager
Regulations and Training Unit
DOT Annex Building
3215 Executive Park Drive
Commercial Vehicle Safety; 3rd Floor
Springfield, Illinois

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 92: TRANSPORTATION
CHAPTER I: DEPARTMENT OF TRANSPORTATION
SUBCHAPTER c: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 177
CARRIAGE BY PUBLIC HIGHWAY

Section
177.1000 General
177.2000 Incorporation By Reference of 49 CFR 177

AUTHORITY: Implementing Section 4(a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 198789, ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 3 Ill. Reg. 5, P. Al, effective February 1, 1979; amended at 4 Ill. Reg. 30, P. 1244, effective July 10, 1980; amended at 6 Ill. Reg. 4287, effective April 16, 1982; amended at 7 Ill. Reg. 3486, effective April 2, 1983; codified at 8 Ill. Reg. 18930; Part repealed, new Part adopted at 10 Ill. Reg. 5853, effective April 1, 1986; amended at 10 Ill. Reg. 20749, effective December 1, 1986; amended at 11 Ill. Reg. 4768, effective March 10, 1987; amended at 11 Ill. Reg. 17881, effective October 20, 1987; amended at 12 Ill. Reg. 8074, effective April 26, 1988; amended at 13 Ill. Reg. 3957, effective March 14, 1989; amended at 14 Ill. Reg. 2613, effective February 1, 1990; amended at 15 Ill. Reg. 7743, effective May 7, 1991.

Section 177.2000 Incorporation By Reference of 49 CFR 177

- a) As Part 177 of the Illinois Hazardous Materials Transportation Regulations the Department incorporates 49 CFR 177 by reference, as that Part of the federal hazardous materials transportation regulations was in effect on ~~September 1, 1989~~ October 1, 1990, subject only to the exceptions in subsection (b) of this Section. No later amendments to or editions of 49 CFR 177 are incorporated.
- b) The following interpretations of, additions to and deletions from 49 CFR 177 shall apply for purposes of this Part 177 of the Illinois Hazardous Materials Transportation Regulations.
- 1) All references to "this part" in the incorporated federal regulations shall mean Part 177 of the Illinois Hazardous Materials Transportation Regulations.
 - 2) All references to "this chapter" or "this subchapter" in

DEPARTMENT OF TRANSPORTATION
NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of Part: Continuing Qualification and Maintenance of Packaging
- 2) Code Citation: 92 Ill. Adm. Code 180
- 3) Section Numbers: 180.2000
Adopted Action: Amendment
- 4) Statutory Authority: Ill.Rev.Stat. 1989, ch. 95 1/2, pars. 700-4(a) and 700-9(a)
- 5) Effective date of rules: May 7, 1991
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.
- 8) Date filed in agency's principal office: May 3, 1991
- 9) Notice of proposal published in Illinois Register:
February 1, 1991, 15 Ill. Reg. 1447
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Differences between proposal and final version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements letter issued by JCAR? No changes were necessary.
- 13) Will this rule replace an Emergency Rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and purpose of rules:

By this Notice of Adopted Amendments, the Department deletes the date of incorporation by reference of 49 CFR 180 as of September 1, 1989, and inserts in its place the date of October 1, 1990.

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- The incorporated federal regulations shall mean 92 Ill. Adm. Code: Chapter I, Subchapter c.
- 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that Section in the Illinois Hazardous Materials Transportation Regulations.
 - 4) All references to Parts 174, 175 or 176, or to sections therein shall be read to refer to those Parts or sections in the federal hazardous materials transportation regulations.
 - 5) All references to shipment of hazardous materials by air, water and rail are incorporated for reference purposes only for those persons contemplating intermodal movements of hazardous materials.
 - 6) All references to motor vehicles engaged in interstate commerce shall be deemed to include any motor vehicle engaged in commerce within the State of Illinois.
 - 7) Section 177.804 in 49 CFR is deleted and not incorporated.

(Source: Amended at 15 Ill. Reg. 7743, effective May 7, 1991)

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A review of the federal regulations adopted since September 1, 1989, to the new incorporation by reference date, indicates there are certain changes made by US DOT not reflected in the Department's regulations. This rulemaking does make limited changes in the Department's regulations to bring Part 180 in line with the federal regulations. The following is a summary of the changes in US DOT regulations which are included in this adopted rulemaking.

By adopting this rulemaking, the Department's regulations will incorporate changes made to Part 180 by US DOT in rulemaking Dockets:

HM-183/183A [54 FR 50332 (December 6, 1989)]
 [55 FR 21035 (May 22, 1990)]
 [55 FR 37028 (September 7, 1990)]

Docket HM-183/183A amended the regulations by revising the effective date and the requirements for the manufacture of cargo tanks and the operation, maintenance, repair, and requalification of all specifications cargo tanks. A definition for "corrosive to the tank/valve" was added, and the definitions for "modification" and "repair" were revised. Section 180.405 was revised to be consistent with changes made to the regulations. The section heading in section 180.407 was revised and paragraphs to clarify the testing and inspection requirements that apply to specification cargo tanks were added. Section 180.409 was revised to clarify the requirements for inspectors and testers. Requirements for repair, modification, stretching or rebarrelling of cargo tanks were revised in section 180.413. Section 180.415 was revised to clarify marking requirements on the cargo tank shell. Reporting and record retention requirements were revised in section 180.417.

16) Information and questions regarding these adopted rules shall be directed to:

By U.S. Mail:

Mr. Tom Crawford, Manager
 Regulations and Training Unit
 Illinois Department of Transportation
 Division of Traffic Safety
 P.O. Box 19212
 Springfield, Illinois 62794-9212
 (217) 785-3064

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

By Messenger or Inter-Agency Mail:

Mr. Tom Crawford, Manager
 Regulations and Training Unit
 DOT Annex Building
 3215 Executive Park Drive
 Commercial Vehicle Safety; 3rd Floor
 Springfield, Illinois

The full text of the Adopted Amendments begins on the next page:

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NOTICE OF ADOPTED AMENDMENT(S)

TITLE 92: TRANSPORTATION

CHAPTER 1: DEPARTMENT OF TRANSPORTATION

SUBCHAPTER c: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 180

CONTINUING QUALIFICATION AND MAINTENANCE OF PACKAGING

Section
180.1000 General
180.2000 Incorporation by Reference of 49 CFR 180

AUTHORITY: Implementing Section 4 (a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1989, ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 14 Ill. Reg. 2617, effective February 1, 1990; amended at 15 Ill. Reg. 7748, effective May 7, 1991.

Section 180.2000 Incorporation by Reference of 49 CFR 180

a) As Part 180 of the Illinois Hazardous Materials Transportation Regulations, the Department incorporates 49 CFR 180 by reference, as that Part of the federal hazardous material transportation regulations was in effect on September 1, 1990, subject only to the exceptions in paragraph subsection (b) of this Section. No later amendments to or editions of 49 CFR 180 are incorporated.

b) The following interpretations of, additions to and deletions from 49 CFR 180 shall apply for purposes of this Part 180 of the Illinois Hazardous Materials Transportation Regulations.

- 1) All references to "this part" in the incorporated federal regulations shall mean Part 180 of the Illinois Hazardous Materials Transportation Regulations.
- 2) All references to "this chapter" or "this subchapter" in the incorporated federal regulations shall mean 92 Ill. Adm. Code: Chapter I, Subchapter c.
- 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that section in the Illinois Hazardous Materials Transportation Regulations.
- 4) All references to Parts 174, 175, 176, or to sections therein shall be read to refer to those parts or sections in the federal hazardous material transportation regulations.
- 5) All references to shipments of hazardous materials by air, water and rail are incorporated for reference purposes only for those persons contemplating intermodal movements of hazardous materials.

(Source: Amended at 15 Ill. Reg. 7748, effective May 7, 1991)

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of Part: General Information, Regulations and Definitions
- 2) Code Citation: 92 Ill. Adm. Code 171
- 3) Section Numbers: Adopted Action:
171.6 Amendment
171.1000 Amendment
- 4) Statutory Authority: Ill.Rev.Stat. 1989, ch. 95 1/2, pars. 700-4(a) and 700-9(a)
- 5) Effective date of rules: May 7, 1991
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.
- 8) Date filed in agency's principal office: May 3, 1991
- 9) Notice of proposal published in Illinois Register:
February 1, 1991, 15 Ill. Reg. 1452
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Differences between proposal and final version:
The following changes were made in agreement with JCAR and the Code Division:
The Source Note has been added at the end of Section 171.6.
In Section 171.6(e), "of this subchapter" was deleted.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements letter issued by JCAR? Yes.
- 13) Will this rule replace an Emergency Rule currently in effect? No
- 14) Are there any amendments pending on this Part? No

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NOTICE OF ADOPTED AMENDMENTS

15) Summary and purpose of rules:

By this Notice of Adopted Amendments, the Department deletes the date of incorporation by reference of certain sections of 49 CFR 171 as of September 1, 1989, and inserts in its place the date of October 1, 1990. In section 171.6, the Department is adopting a revision to the amounts and packaging configurations of agricultural chemicals that are included in the Department's agricultural exception. US DOT's rulemaking Docket HM-166W, September 20, 1989, revises section 173.5(a)(2) by increasing the capacity of inside packagings for liquid agricultural chemicals from 1 gallon to 2 1/2 gallons when offered for transportation in less-than-case-lot quantities. This provision will provide relief for the agricultural user. The Department is amending section 171.6, as well as Part 173, because regulations relating to the agricultural industry are stated in section 171.6. For a description of how Docket HM-166W affects Part 173, please refer to the Notice of Adopted Amendments for Part 173 found elsewhere in this issue of the Illinois Register. The Department is also amending section 171.6 to note the reference to Part 397 of the Motor Carrier Safety Regulations required because of the restructuring of those regulations.

A review of the federal regulations adopted since September 1, 1989, to the new incorporation by reference date, indicates there are certain changes made by US DOT not reflected in the Department's regulations. This rulemaking does have the effect of making limited substantive changes in the Department's regulations to bring Part 171 in line with the federal regulations. The following is a summary of the changes in US DOT regulations which are included in this adopted rulemaking.

By adopting this rulemaking, the Department's regulations will incorporate changes made to Part 171 by US DOT in rulemaking Dockets:

HM-166W [54 FR 38790 (September 20, 1989)]
 [54 FR 47986 (November 20, 1989)]
 HM-189H [54 FR 40066 (September 29, 1989)]
 HM-183/183A [54 FR 50332 (December 6, 1989)]
 [55 FR 21035 (May 22, 1990)]
 [55 FR 37028 (September 7, 1990)]

DEPARTMENT OF TRANSPORTATION

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HM-126C [55 FR 870 (January 10, 1990)]
 [55 FR 20796 (May 21, 1990)]
 [55 FR 33707 (August 17, 1990)]
 HM-189I [55 FR 99977 (October 1, 1990)]

Docket HM-166W amended the regulations to incorporate various changes initiated by industry and US DOT to eliminate the need for certain DOT approvals, to reduce a backlog of rulemaking petitions and to update and clarify existing regulations. The address for the Bureau of Explosives, Association of American Railroads and the Fertilizer Institute was included in section 171.7. The Association of American Railroads Specification for Tank Cars and the International Maritime Dangerous Goods Code were updated to the latest 1988 edition. Other revisions included revising the title for a Bureau of Explosives publication and adding a reference to the Fertilizer Institutes publication, "Definition and Test Procedures for Ammonium Nitrate Fertilizer".

Docket HM-189H amended the regulations to incorporate various changes to promote accuracy of the regulations. Editorial corrections to cite the correct section numbers were made in sections 171.3 and 171.8.

Docket HM-183/183A amended the regulations by revising the effective date and the requirements for the manufacture of cargo tanks and the operation, maintenance, repair and qualification of all specification cargo tanks. The definitions of "cargo tank", "design certifying engineer" and "registered inspector" were revised in section 171.8.

Docket HM-126C amended the regulations by revising the effective date and the requirements for emergency response information on shipping papers and placement of emergency response information for vehicles at transportation facilities handling hazardous materials shipments. The definition for "technical name" was revised in section 171.8.

Docket HM-189I amended the regulations by correcting editorial errors and making minor regulatory changes to the regulations. A zip code was revised in sections 171.7(b), 171.16(b), 171.16 Note and 171.20(b).

16) Information and questions regarding these adopted rules shall be directed to:

DEPARTMENT OF TRANSPORTATION
NOTICE OF ADOPTED AMENDMENTS

By U.S. Mail:

Mr. Tom Crawford, Manager
Regulations and Training Unit
Illinois Department of Transportation
Division of Traffic Safety
P.O. Box 19212
Springfield, Illinois 62794-9212
(217) 785-3064

By Messenger or Inter-Agency Mail:

Mr. Tom Crawford, Manager
Regulations and Training Unit
DOT Annex Building
3215 Executive Park Drive
Commercial Vehicle Safety; 3rd Floor
Springfield, Illinois

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF TRANSPORTATION
NOTICE OF ADOPTED AMENDMENT(S)
TITLE 92: TRANSPORTATION
CHAPTER I: DEPARTMENT OF TRANSPORTATION
SUBCHAPTER C: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 171
GENERAL INFORMATION, REGULATIONS AND DEFINITIONS

Section	Purpose and Scope
171.1	General Transportation Requirements
171.2	Hazardous Waste
171.3	Exemptions
171.4	Agricultural Exception
171.6	Matter Incorporated by Reference (Repealed)
171.7	Definitions and Abbreviations (Repealed)
171.8	Rules of Construction (Repealed)
171.9	Import and Export Shipments (Repealed)
171.12	Specification Markings (Repealed)
171.14	Notification and Reporting of Hazardous Materials Incidents
171.15	Hazardous Substance Discharge Notification
171.17	Continuation of Effectiveness of Existing Bureau of Explosives
171.18	Registrations (Repealed)
171.19	Approvals or Authorizations Issued by the Bureau of Explosives (Repealed)
171.21	Retailer Exception
171.1000	Incorporation by Reference of 49 CFR 171

AUTHORITY: Implementing Section 4(a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1989, Ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 3 Ill. Reg. 5, p. 41, effective February 1, 1979; amended at 6 Ill. Reg. 4287, effective April 16, 1982; amended at 7 Ill. Reg. 3486, effective April 2, 1983; codified at 8 Ill. Reg. 17984; amended at 10 Ill. Reg. 9636, effective May 15, 1986; amended at 10 Ill. Reg. 20753, effective December 1, 1986; emergency amendment at 11 Ill. Reg. 1684, effective January 16, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 4772, effective March 10, 1987; amended at 11 Ill. Reg. 7767, effective April 14, 1987; amended at 11 Ill. Reg. 17886, effective October 20, 1987; amended at 12 Ill. Reg. 8078, effective April 26, 1988; amended at 13 Ill. Reg. 3984, effective March 14, 1989; amended at 14 Ill. Reg. 2621, effective February 1, 1990; amended at 15 Ill. Reg. 7752, effective May 7, 1991.

Section 171.6 Agricultural Exception

These regulations and Driving and Parking; 92 Ill. Adm. Code 397 do not apply to the transportation of those hazardous materials cited below when such commodities are transported from retailer to final agricultural end user, or between final end users from farm to farm in approved containers and in the

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT(S)

incorporated federal regulations shall mean 92 Ill. Adm. Code: Chapter I, Subchapter c.

- 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that Section in the Illinois Hazardous Materials Transportation Regulations.
- 4) All references to Part 176 or to sections therein shall be read to refer to that part or sections in the federal regulations.
- 5) All references to shipments of hazardous materials by air, water and rail are incorporated for reference purposes only for those persons contemplating intermodal movements of hazardous materials.
- 6) All references to "these regulations" refers to the Illinois Hazardous Materials Transportation Regulations, 92 Ill. Adm. Code 102-179 180 and 397.
- 7) All references to a "settlement agreement", in these regulations, means a written understanding between the Department and the person being charged.
- 8) The following paragraphs to Section 171.7 "Matter incorporated by reference" in 49 CFR are deleted and not incorporated: 171.7(d)(2); 171.7(d)(21).
- 9) Provisions of Section 171.12a, as it appears to affect Emergency Response Information in Docket HM-126 [54 FR 27138, (June 27, 1989)], can be done now; but the enforcement date does not become effective until April 2, 1990.

(Source: Amended at 15 Ill. Reg. 7752, effective May 7, 1991)

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of Part: Hazardous Materials Table and Hazardous Materials Communications
- 2) Code Citation: 92 Ill. Adm. Code 172
- 3) Section Numbers: 172.2000
Adopted Action: Amendment
- 4) Statutory Authority: Ill.Rev.Stat. 1989, ch. 95 1/2, pars. 700-4(a) and 700-9(a)
- 5) Effective date of rules: May 7, 1991
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.
- 8) Date filed in agency's principal office: May 3, 1991
- 9) Notice of proposal published in Illinois Register:
February 1, 1991, 15 Ill. Reg. 1461
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Differences between proposal and final version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements letter issued by JCAR? No changes were necessary.
- 13) Will this rule replace an Emergency Rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and purpose of rules:

By this Notice of Adopted Amendments, the Department deletes the date of incorporation by reference of 49 CFR 172 as of September 1, 1989, and inserts in its place the date of October 1, 1990.

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A review of the federal regulations adopted since September 1, 1989, indicates there are certain changes made by US DOT which should be reflected in the Department's regulations. This rulemaking will make limited substantive changes in the Department's regulations to bring Part 172 in line with the federal regulations. The following is a summary of the changes in US DOT regulations which are included in this adopted rulemaking.

By adopting this rulemaking, the Department's regulations will incorporate changes made to Part 172 by US DOT in rulemaking Dockets:

HM-166W [54 FR 38790 (September 20, 1989)]
 HM-145H [54 FR 39500 (September 26, 1989)]
 HM-189H [54 FR 40066 (September 29, 1989)]
 [54 FR 41447 (October 10, 1989)]
 [54 FR 51031 (December 12, 1989)]
 HM-189I [55 FR 99977 (October 1, 1990)]
 HM-126C [55 FR 871 (January 10, 1990)]
 [55 FR 20796 (May 21, 1990)]
 [55 FR 33707 (August 17, 1990)]

Docket HM-166W amended the regulations to incorporate various changes initiated by industry and US DOT to eliminate the need for certain DOT approvals, to reduce a backlog of rulemaking petitions, and to update and clarify existing regulations. The Hazardous Materials Table was amended in section 172.101 by removing, adding and revising information. Some general placarding requirements were revised in section 172.504(c).

Docket HM-145H amended the regulations by revising the "List of Hazardous Substances and Reportable Quantities". Section 172.101 appendix was amended to update the hazardous substance and reportable quantity list.

Docket HM-189H amended the regulations to incorporate editorial corrections and clarifications and made minor regulatory changes which do not impose any new requirements on persons subject to the regulations. Several inaccurate entries and references in the Hazardous Material Table were corrected in section 172.101.

Docket HM-189I amended the regulations by correcting editorial errors and making minor regulatory changes to the

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regulations. Editorial corrections to provide clarity and consistency to the regulations were made in the following sections: section 172.101, the Hazardous Material Table, language on bulk packaging containing a hazardous material in section 172.221, spelling for the EXPLOSIVE A placard in section 172.510, and the word "residue" was inserted in section 172.525.

Docket HM-126C amended the regulations by revising the effective date and requirements for emergency response information on shipping papers and placement of emergency response information on vehicles at transportation facilities handling hazardous material shipments. The requirements for shipments of hazardous materials being transported into the US from Canada was inserted in section 172.12 to be in compliance with the emergency response information required in the regulations.

- 16) Information and questions regarding these adopted rules shall be directed to:

By U.S. Mail:

Mr. Tom Crawford, Manager
 Regulations and Training Unit
 Illinois Department of Transportation
 Division of Traffic Safety
 P.O. Box 19212
 Springfield, Illinois 62794-9212
 (217) 785-3064

By Messenger or Inter-Agency Mail:

Mr. Tom Crawford, Manager
 Regulations and Training Unit
 DOT Annex Building
 3215 Executive Park Drive
 Commercial Vehicle Safety; 3rd Floor
 Springfield, Illinois

The full text of the Adopted Amendments begins on the next page:

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DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 92: TRANSPORTATION

CHAPTER I: DEPARTMENT OF TRANSPORTATION

SUBCHAPTER C: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 172

HAZARDOUS MATERIALS TABLE AND HAZARDOUS MATERIALS COMMUNICATIONS

Section

172.1000 General

172.2000 Incorporation by Reference of 49 CFR 172

172.2215 Permanent Shipping Papers

AUTHORITY: Implementing Section 4(a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1989, ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 3 Ill. Reg. 5, p. A1, effective February 1, 1979; amended at 6 Ill. Reg. 4287, 4487 and 4573, effective April 16, 1982; amended at 7 Ill. Reg. 3486, effective April 2, 1983; amended at 8 Ill. Reg. 19640, effective October 1, 1984; codified at 8 Ill. Reg. 19601; amended at 8 Ill. Reg. 19622, effective October 1, 1984; emergency amendment at 8 Ill. Reg. 22889, effective November 9, 1984, for a maximum of 150 days; amended at 9 Ill. Reg. 3810, effective March 11, 1985; Part repealed, new Part adopted at 10 Ill. Reg. 5864, effective April 1, 1986; amended at 10 Ill. Reg. 20759, effective December 1, 1986; emergency amendment at 11 Ill. Reg. 1690, effective January 16, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 4777, effective March 10, 1987; amended at 11 Ill. Reg. 7773, effective April 14, 1987; amended at 11 Ill. Reg. 17893, effective October 20, 1987; amended at 12 Ill. Reg. 8084, effective April 26, 1988; amended at 13 Ill. Reg. 3993, effective March 14, 1989; amended at 14 Ill. Reg. 2628, effective February 1, 1990; amended at 15 Ill. Reg. 7760, effective May 7, 1991.

Section 172.2000 Incorporation by Reference of 49 CFR 172

a) As Part 172 of the Illinois Hazardous Materials Transportation Regulations the Department incorporates 49 CFR 172 by reference, as that Part of the federal hazardous material transportation regulations was in effect on September 17, 1989 October 1, 1990, subject only to the exceptions in subsection (b) of this Section and Section 172.2215. No later amendments to or editions of 49 CFR 172 are incorporated.

b) The following interpretations of, additions to and deletions from 49 CFR 172 shall apply for purposes of this Part 172 of the Illinois Hazardous Materials Transportation Regulations.

- 1) All references to "this part" in the incorporated federal regulations shall mean Part 172 of the Illinois Hazardous Materials Transportation Regulations.
- 2) All references to "this chapter" or "this subchapter" in the incorporated federal regulations shall mean 92 Ill. Adm. Code: Chapter 1, Subchapter c.

NOTICE OF ADOPTED AMENDMENT(S)

- 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that section in the Illinois Hazardous Materials Transportation Regulations.
- 4) All references to Parts 174, 175, or 176, or to sections therein shall be read to refer to those parts or sections in the federal hazardous material transportation regulations.
- 5) All references to shipment of hazardous materials by air, water and rail are incorporated for reference purposes only for those persons contemplating intermodal movements of hazardous materials.
- 6) Any changes to 49 CFR 172 made effective by U.S. DOT Rulemaking Docket HM-187 [49 FR 21933 (May 24, 1984)] covering small arms ammunition are not incorporated.

(Source: Amended at 15 Ill. Reg. 7760, effective May 7, 1991)

DEPARTMENT OF TRANSPORTATION
NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of Part: Shippers General Requirements for Shipments and Packagings
- 2) Code Citation: 92 Ill. Adm. Code 173
- 3) Section Numbers: Adopted Action:
173.3000 Amendment
- 4) Statutory Authority: Ill.Rev.Stat. 1989, ch. 95 1/2, pars. 700-4(a) and 700-9(a)
- 5) Effective date of rules: May 7, 1991
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.
- 8) Date filed in agency's principal office: May 3, 1991
- 9) Notice of proposal published in Illinois Register:
February 1, 1991, 15 Ill. Reg. 1466
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Differences between proposal and final version:
The following changes were made in agreement with JCAR and the Code Division:
The Department changed "Illinois Regulations" to read "Illinois regulations" in Section 173.3000(b)(8).
The Department changed "amended at 14 Ill. Reg. 2651" to read "amended at 14 Ill. Reg. 2640" in the Source Note.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements letter issued by JCAR? Yes.
- 13) Will this rule replace an Emergency Rule currently in effect? No

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- 14) Are there any amendments pending on this Part? No

15) Summary and purpose of rules:

By this Notice of Adopted Amendments, the Department deletes the date of incorporation by reference of 49 CFR 173 as of September 1, 1989, and inserts in its place the date of October 1, 1990. Also, the Department is deleting Section 173.3000(b)(6), thereby incorporating by reference 49 CFR 173.5. The Department is revising the amounts and packagings configurations of agriculture chemicals to bring the Department's regulations in line with the federal regulations. Subsequent sections are renumbered to reflect this change.

A review of the federal regulations adopted since September 1, 1989, to the new incorporation by reference date, indicates that there are certain changes made by US DOT not reflected in the Department's regulations. This rulemaking does have the effect of making limited substantive changes in the Department's regulations to bring Part 173 in line with the federal regulations. The following is a summary of the changes in US DOT regulations which are included in this proposed rulemaking.

By adopting this rulemaking, the Department's regulations will incorporate changes made to Part 173 by US DOT in rulemaking Dockets:

HM-166W [54 FR 38790 (September 20, 1990)]
HM-126C [55 FR 870 (January 10, 1990)]
[55 FR 20796 (May 21, 1990)]
[55 FR 33707 (August 17, 1990)]
HM-189I [55 FR 39977 (October 1, 1990)]

Docket HM-166W amended the regulations to incorporate various changes initiated by industry and US DOT to eliminate the need for certain DOT approvals, to reduce a backlog of rulemaking petitions, and to update and clarify existing regulations.

The capacity of inside packagings for agricultural chemicals was increased in section 173.5(c)(2). The introductory text to authorized packages and overpacks was revised in section 173.25. Section 173.31(a)(7) was removed, and sections 173.31(a)(5) and (a)(6) were revised. Sections

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173.31(c)(14) and (d)(10) were added to permit shipment of certain tank car tanks after expiration of the retest date. Information on cylinder specifications was revised in section 173.34. Section 173.115 was revised to permit reclassification of certain alcohol solutions to combustible liquids. Language was revised in section 173.118. A footnote was revised in section 173.182. Information was revised, added and changed in sections 173.249(a), 173.250, 173.262, 173.264, 173.301, 173.304, 173.314, 173.315 and 173.417.

Docket HM-126C amended the regulations by revising the effective date and requirements for emergency response information on shipping papers and placement of emergency response information on vehicles at transportation facilities handling hazardous materials shipments. Section 173.4 corrected a reference to section 172.203 which was omitted in the June 27, 1989 final rule.

Docket HM-189I amended the regulations by correcting editorial errors and making minor regulatory changes to the regulations. The following sections made editorial corrections to provide clarity and consistency to the regulations, section 173.12 was revised to read "and oleum (fuming sulfuric acid)" for clarity. Section 173.217 added the description "trichloroisocyanuric acid". Section 173.247 added the word "tank". Section 173.252 was revised to use the correct word "conform".

- 16) Information and questions regarding these adopted rules shall be directed to:

By U.S. Mail:

Mr. Tom Crawford, Manager
Regulations and Training Unit
Illinois Department of Transportation
Division of Traffic Safety
P.O. Box 19212
Springfield, Illinois 62794-9212
(217) 785-3064

By Messenger or Inter-Agency Mail:

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

Mr. Tom Crawford, Manager
Regulations and Training Unit
DOT Annex Building
3215 Executive Park Drive
Commercial Vehicle Safety; 3rd Floor
Springfield, Illinois

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 92: TRANSPORTATION

CHAPTER 1: DEPARTMENT OF TRANSPORTATION

SUBCHAPTER C: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 173

SHIPPERS GENERAL REQUIREMENTS FOR SHIPMENTS AND PACKAGINGS

Section

173.2000

General

173.3000 Incorporation by Reference of 49 CFR 173

AUTHORITY: Implementing Section 4(a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1989, ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 3 Ill. Reg. 5, p. A1, effective February 1, 1979; amended at 4 Ill. Reg. 30, p. 1244, effective July 10, 1980; amended at 5 Ill. Reg. 1715, effective February 9, 1981; amended at 6 Ill. Reg. 4287, effective April 16, 1982; amended at 6 Ill. Reg. 10036, effective August 2, 1982; amended at 7 Ill. Reg. 3486, effective April 12, 1983; codified at 8 Ill. Reg. 20015; Part repealed, new Part adopted at 10 Ill. Reg. 5885, effective April 1, 1986; amended at 10 Ill. Reg. 20764, effective December 1, 1986; amended at 11 Ill. Reg. 4781, effective March 10, 1987; amended at 11 Ill. Reg. 17898, effective October 20, 1987; amended at 12 Ill. Reg. 8089, effective April 26, 1988; amended at 13 Ill. Reg. 3998, effective March 14, 1989; amended at 14 Ill. Reg. 2640, effective February 1, 1990; amended at 15 Ill. Reg. 7765, effective May 7, 1991.

Section 173.3000 Incorporation by Reference of 49 CFR 173

a) As Part 173 of the Illinois Hazardous Materials Transportation Regulations the Department incorporates 49 CFR 173 by reference, as that Part of the federal hazardous materials transportation regulations was in effect on September 17, 1989 October 1, 1990, subject only to the exceptions in subsection (b) of this Section. No later amendments to or editions of 49 CFR 173 are incorporated.

b) The following interpretations of, additions to and deletions from 49 CFR 173 shall apply for purposes of this Part 173 of the Illinois Hazardous Materials Transportation Regulations.

- 1) All references to "this part" in the incorporated federal regulations shall mean part 173 of the Illinois Hazardous Materials Transportation Regulations.
- 2) All references to "this chapter" or "this subchapter" in the incorporated federal regulations shall mean 92 Ill. Adm. Code: Chapter 1, Subchapter c.
- 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that Section in the Illinois Hazardous Materials Transportation Regulations.

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4) All references to Parts 174, 175 or 176 or to sections therein shall be read to refer to those Parts or sections in the federal hazardous materials transportation regulations.

5) All references to shipment of hazardous materials by air, water and rail are incorporated for reference purposes only for those persons contemplating intermodal movements of hazardous materials.

6) ~~Section 173.5-in-49-CFR-is-deleted-and-not-incorporated:~~

67) Section 173.24(c)(1)(vi) is added to the Illinois Hazardous Materials Transportation Regulations and reads as follows:

The markings in this section are not required for a surface moisture/density gauge transported as Radioactive Material, Special Form, N.O.S., when accompanied by a shipping paper which contains (or is accompanied by) a signed statement or certification from the manufacturer of the gauge attesting that the gauge construction complies with all package specifications set forth in Sections 173.415 and 173.416, except those that pertain to marking.

67) Section 173.119(n) is added to the Illinois Hazardous Materials Transportation Regulations and reads as follows:

The specifications in this Section do not apply to gasoline being transported in a packaging having a rated capacity of 110 gallons or less if the shipment is in compliance with the rules of the Office of the State Fire Marshal, 41 Ill. Adm. Code 170.15(c). In addition, these shipments are not subject to Subchapter c of these regulations except for those Sections referenced in 41 Ill. Adm. Code 170.15(c).

98) Section 173.315(a)(1) Note 17 is deleted from the federal regulations and a new Section 173.315(a)(1) Note 17 is added to the Illinois Regulations to read as follows:

Specifications MC 330 and MC 331 cargo tanks, with a design service pressure of 250 p.s.i.g., built in compliance with the Federal ICC or Federal DOT regulations at the time of manufacture, which meet all other design and testing requirements specified by Section 177.824 for cargo tanks in anhydrous ammonia service, and which have been in anhydrous ammonia service in Illinois before February 1, 1979, may continue to be used in such service. No cargo tank that has not been in anhydrous ammonia service in Illinois before February 1, 1979, may be placed in such service in Illinois after that date unless it meets all requirements of the specification, including a minimum design service pressure of 265 p.s.i.g.

109) Section 173.315(k) in 49 CFR is deleted and not incorporated. 110) Any changes to 49 CFR 173 made effective by U.S. DOT Rulemaking Docket HM-187 [49 FR 21933 (May 24, 1984)] covering small arms ammunition are not incorporated.

(Source: Amended at 15 Ill. Reg. 7765, effective May 7, 1991)

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of Part: Shipping Container Specifications
- 2) Code Citation: 92 Ill. Adm. Code 178
- 3) Section Numbers: Adopted Action:
178.2000 Amendment
- 4) Statutory Authority: Ill.Rev.Stat. 1989, ch. 95 1/2, pars. 700-4(a) and 700-9(a)
- 5) Effective date of rules: May 7, 1991
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.
- 8) Date filed in agency's principal office: May 3, 1991
- 9) Notice of proposal published in Illinois Register:
February 1, 1991, 15 Ill. Reg. 1472
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Differences between proposal and final version:
The following changes were made in agreement with JCAR and the Code Division:
The Department changed "amended at 14 Ill. Reg. 2640," to read "amended at 14 Ill. Reg. 2651" in the Source Note.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements letter issued by JCAR? Yes.
- 13) Will this rule replace an Emergency Rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and purpose of rules:

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

By this Notice of Adopted Amendments, the Department deletes the date of incorporation by reference of 49 CFR 178 as of September 1, 1989, and inserts in its place the date of October 1, 1990.

A review of the federal regulations adopted since September 1, 1989, to the new incorporation by reference date, indicates there are certain changes made by US DOT not reflected in the Department's regulations. This rulemaking does make limited changes in the Department's regulations to bring Part 178 in line with the federal regulations. The following is a summary of the changes in US DOT regulations which are included in this adopted rulemaking.

By adopting this rulemaking, the Department's regulations will incorporate changes made to Part 178 by US DOT in rulemaking Dockets:

HM-166W [54 FR 38790 (September 20, 1989)]
[54 FR 47986 (November 20, 1989)]
HM-189H [54 FR 40066 (September 29, 1989)]
[54 FR 51031 (December 12, 1989)]
HM-189I [55 FR 99977 (October 1, 1990)]
HM-183/183A [54 FR 50332 (December 6, 1989)]
[55 FR 21035 (May 22, 1990)]
[55 FR 37028 (September 7, 1990)]

Docket HM-166W amended the regulations to incorporate various changes initiated by industry and US DOT to eliminate the need for certain DOT approvals, to reduce a backlog of rulemaking petitions, and to update and clarify existing regulations. Section 178.39-5 was revised to clarify the intent of the regulations. Section 178.224 increased the capacity of DOT-21C fiber drums from 55 gallons to 75 gallons for drums having a net weight between 115 and 250 pounds. Section 178.251-7 was amended to allow additional test date to be marked on tanks when necessary.

Docket HM-189H amended the regulations to incorporate various changes to promote accuracy of the regulations. A comma was removed and a semicolon added in Section 178.51-15. A correction to a table entry was made in Section 178.115-3. A symbol was corrected in Section 178.210-12. Section 178.224-2 made an editorial correction.

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Docket HM-1891 amended the regulations by correcting editorial errors and making minor regulatory changes to the regulations. Sections 178.16-19, 178.17-6, 178.45-17 and 178.65-14 were updated to show a change in zip code for the U.S. Department of Transportation.

Docket HM-183/183A amended the regulations by revising the effective date and the requirements for the manufacture of cargo tanks and the operation, maintenance, repair, and reallocation of all specifications cargo tanks. The definitions of "cargo tank", "cargo tank motor vehicle", and "cargo tank wall" were added to section 178.320. Section 178.337-3 and 178.338-3 were revised for clarity. The leakage testing requirements were revised in Section 178.337-9. Section 178.338-3 was revised to clarify functions of inspectors and design engineers. Requirements for equipment specifications, structural support, definitions, and general requirements were revised in other sections.

16) Information and questions regarding these adopted rules shall be directed to:

By U.S. Mail:

Mr. Tom Crawford, Manager
Regulations and Training Unit
Illinois Department of Transportation
Division of Traffic Safety
P.O. Box 19212
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(217) 785-3064

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DOT Annex Building
3215 Executive Park Drive
Commercial Vehicle Safety; 3rd Floor
Springfield, Illinois

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 92: TRANSPORTATION

CHAPTER I: DEPARTMENT OF TRANSPORTATION

SUBCHAPTER C: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 178

SHIPPING CONTAINER SPECIFICATIONS

Section

178.321

Specification MC 300; Cargo Tanks Constructed of Mild (Open Hearth or Blue Annealed) Steel, or Combination of Mild Steel with High Tensile Steel, or Stainless Steel, Primarily For the Transportation of Flammable Liquids or Poisonous Liquids, Class B

178.321.0.1

178.321.0.2

178.321.0.3

178.321.0.4

178.321.0.5

178.321.0.6

178.321.0.7

178.321.0.8

178.321.0.9

178.321.1.0

178.321.1.1

178.321.1.2

178.321.1.3

178.321.1.4

178.321.1.5

178.321.1.6

178.321.1.7

178.321.1.8

178.322

[178.321-1] General Requirements
[178.321-2] Material
[178.321-3] Thickness
[178.321-4] Joints
[178.321-5] Bulkheads, Baffles, and Ring Stiffeners
[178.321-6] Closures for Manholes
[178.321-7] Overtight Protection
[178.321-8] Outlets
[178.321-9] Vents, Valves, and Connections
[178.321-10] Protection of Fittings
[178.321-11] Emergency Discharge Control
[178.321-12] Shear Section
[178.321-13] Anchoring of Tank
[178.321-14] Gauging Devices
[178.321-15] Pumps
[178.321-16] Testing Requirements
[178.321-17] Marking of Cargo Tanks
[178.321-18] Certification

Specification MC 301; Cargo Tanks Constructed of Welded Aluminum Alloy (Grade 3S), To Be Mounted On and To Form Part Of Tank Motor Vehicles for Transportation of Flammable Liquids, and Poisonous Liquids, Class B

178.322.0.1

178.322.0.3

178.322.0.5

178.322.0.9

178.322.1.1

178.322.1.2

178.322.1.3

178.322.1.4

178.322.1.7

178.322.1.8

178.322.1.9

178.322.2.0

178.322.2.1

178.322.2.2

178.322.2.3

[178.322-1] General Requirements
[178.322-3] Certification
[178.322-5] Marking of Cargo Tanks
[178.322-9] Testing Requirements
[178.322-11] Material
[178.322-12] Thickness of Sheets and Ring Stiffeners
[178.322-13] Tolerance
[178.322-14] Joints
[178.322-17] Tank Outlets
[178.322-18] Bulkheads, Baffles, and Ring Stiffeners
[178.322-19] Tank Vents
[178.322-20] Valve and Faucet Connections
[178.322-21] Emergency Discharge Control
[178.322-22] Shear Section
[178.322-23] Protection of Valves and Faucets

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178.322.2.4 [178.322-24] Overturb Protection
 178.323 Specification MC 302; Cargo Tanks Constructed of Welded Aluminum Alloy (ASTM B209-57P), Primarily For the Transportation of Flammable Liquids, or Poisonous Liquids, Class B

178.323.0.1 [178.323-1] General Requirements
 178.323.0.2 [178.323-2] Material
 178.323.0.3 [178.323-3] Thickness of Metal
 178.323.0.4 [178.323-4] Joints
 178.323.0.5 [178.323-5] Bulkheads, Baffles, and Ring Stiffeners
 178.323.0.6 [178.323-6] Closures for Manholes
 178.323.0.7 [178.323-7] Overturb Protection
 178.323.0.8 [178.323-8] Tank Outlets
 178.323.0.9 [178.323-9] Vents, Valves, and Connections
 178.323.1.0 [178.323-10] Protection of Fittings
 178.323.1.1 [178.323-11] Emergency Discharge Control
 178.323.1.2 [178.323-12] Shear Section
 178.323.1.3 [178.323-13] Anchoring of Tank
 178.323.1.4 [178.323-14] Gauging Devices
 178.323.1.5 [178.323-15] Pumps
 178.323.1.6 [178.323-16] Testing Requirements
 178.323.1.7 [178.323-17] Marking of Cargo Tanks
 178.323.1.8 [178.323-18] Certification

178.324 Specification MC 303; Cargo Tanks Constructed of Welded Ferrous Alloy (High-Tensile Steel), or Stainless Steel, Primarily For the Transportation of Flammable Liquids, or Poisonous Liquids, Class B.

178.324.0.1 [178.324-1] General Requirements
 178.324.0.2 [178.324-2] Material
 178.324.0.3 [178.324-3] Thickness of Metal
 178.324.0.4 [178.324-4] Joints
 178.324.0.5 [178.324-5] Bulkheads, Baffles, and Ring Stiffeners
 178.324.0.6 [178.324-6] Closures for Manholes
 178.324.0.7 [178.324-7] Overturb Protection
 178.324.0.8 [178.324-8] Outlets
 178.324.0.9 [178.324-9] Vents, Valves, and Connections
 178.324.1.0 [178.324-10] Protection of Fittings
 178.324.1.1 [178.324-11] Emergency Discharge Control
 178.324.1.2 [178.324-12] Shear Section
 178.324.1.3 [178.324-13] Anchoring of Tank
 178.324.1.4 [178.324-14] Gauging Devices
 178.324.1.5 [178.324-15] Pumps
 178.324.1.6 [178.324-16] Testing Requirements
 178.324.1.7 [178.324-17] Marking of Cargo Tanks
 178.324.1.8 [178.324-18] Certification

178.325 Specification MC 304; Cargo Tanks Constructed of Mild (Open Hearth or Blue Annealed) Steel, Welded Ferrous Alloy (High-Tensile) Steel, or Aluminum, Primarily For the Transportation of Flammable Liquids, or Poisonous Liquids, Class B, Having Reid (ASTM D-323) Vapor Pressures of 18 PSIA or More

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at 100° F., But Less Than Those Stated in 92 Ill. Adm. Code 173.300, In Defining Compressed Gases

178.325.0.1 [178.325-1] General Requirements
 178.325.0.2 [178.325-2] Material
 178.325.0.3 [178.325-3] Thickness of Metal
 178.325.0.4 [178.325-4] Joints
 178.325.0.5 [178.325-5] Bulkheads, Baffles, and Ring Stiffeners
 178.325.0.6 [178.325-6] Closures for Manholes
 178.325.0.7 [178.325-7] Overturb Protection
 178.325.0.8 [178.325-8] Tank Outlets
 178.325.0.9 [178.325-9] Safety Relief Devices, Valves, and Connections
 178.325.1.0 [178.325-10] Protection of Fittings
 178.325.1.1 [178.325-11] Emergency Discharge Control
 178.325.1.2 [178.325-12] Shear Section
 178.325.1.3 [178.325-13] Anchoring of Cargo Tank
 178.325.1.4 [178.325-14] Gauging Devices
 178.325.1.5 [178.325-15] Pumps
 178.325.1.6 [178.325-16] Testing Requirements
 178.325.1.7 [178.325-17] Marking of Cargo Tanks
 178.325.1.8 [178.325-18] Certification

178.326 Specification MC 305; Cargo Tanks Constructed of Aluminum Alloys for High-Strength Welded Construction, Primarily For the Transportation of Flammable Liquids, or Poisonous Liquids, Class B

178.326.0.1 [178.326-1] General Requirements
 178.326.0.2 [178.326-2] Material
 178.326.0.3 [178.326-3] Thickness of Sheets
 178.326.0.4 [178.326-4] Joints
 178.326.0.5 [178.326-5] Bulkheads, Baffles, and Ring Stiffeners
 178.326.0.6 [178.326-6] Closures for Manholes
 178.326.0.7 [178.326-7] Overturb Protection
 178.326.0.8 [178.326-8] Tank Outlets
 178.326.0.9 [178.326-9] Vents, Valves, and Connections
 178.326.1.0 [178.326-10] Protection of Fittings
 178.326.1.1 [178.326-11] Emergency Discharge Control
 178.326.1.2 [178.326-12] Shear Section
 178.326.1.3 [178.326-13] Anchoring of Cargo Tank
 178.326.1.4 [178.326-14] Gauging Devices
 178.326.1.5 [178.326-15] Pumps
 178.326.1.6 [178.326-16] Testing Requirements
 178.326.1.7 [178.326-17] Marking of Cargo Tanks
 178.326.1.8 [178.326-18] Certification

178.330 Specification MC 310; Cargo Tanks Constructed of Ferrous Materials, Primarily For the Transportation of Corrosive Liquids

178.330.0.1 [178.330-1] General Requirements
 178.330.0.2 [178.330-2] Material
 178.330.0.3 [178.330-3] Thickness of Metal
 178.330.0.4 [178.330-4] Joints
 178.330.0.5 [178.330-5] Bulkheads, Baffles, Ring Stiffeners, Tank Supports,

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and Compartmentation
178.330.0.6 [178.330-6] Closures for Manholes
178.330.0.7 [178.330-7] Overturn Protection
178.330.0.8 [178.330-8] Outlets
178.330.0.9 [178.330-9] Vents, Valves, and Connections
178.330.1.0 [178.330-10] Protection of Fittings
178.330.1.1 [178.330-11] Emergency Discharge Control
178.330.1.2 [178.330-12] Shear Section
178.330.1.3 [178.330-13] Anchoring of Tank
178.330.1.4 [178.330-14] Gauging Devices
178.330.1.5 [178.330-15] Pumps and Compressors
178.330.1.6 [178.330-16] Testing Requirements
178.330.1.7 [178.330-17] Marking of Cargo Tanks
178.330.1.8 [178.330-18] Certification
178.331 Specification MC 311: Cargo Tanks Constructed of Ferrous Metals or Aluminum, Primarily For the Transportation of Corrosive Liquids
178.331.0.1 [178.331-1] General Requirements
178.331.0.2 [178.331-2] Material
178.331.0.3 [178.331-3] Thickness of Metal
178.331.0.4 [178.331-4] Joints
178.331.0.5 [178.331-5] Bulkheads, Baffles, Ring Stiffeners, Tank Supports, and Compartmentation
178.331.0.6 [178.331-6] Closures for Manholes
178.331.0.7 [178.331-7] Overturn Protection
178.331.0.8 [178.331-8] Outlets
178.331.0.9 [178.331-9] Vents, Valves, and Connections
178.331.1.0 [178.331-10] Protection of Fittings
178.331.1.1 [178.331-11] Emergency Discharge Control
178.331.1.2 [178.331-12] Shear Section
178.331.1.3 [178.331-13] Anchoring of Tank
178.331.1.4 [178.331-14] Gauging Devices
178.331.1.5 [178.331-15] Pumps and Compressors
178.331.1.6 [178.331-16] Testing Requirements
178.331.1.7 [178.331-17] Marking of Cargo Tanks
178.331.1.8 [178.331-18] Certification
178.336 Specification MC 330: Cargo Tanks Constructed of Steel, Primarily For Transportation of Compressed Gases
178.336.0.1 [178.336-1] General Requirements
178.336.0.2 [178.336-2] Material
178.336.0.3 [178.336-3] Thickness of Metal
178.336.0.4 [178.336-4] Joints
178.336.0.5 [178.336-5] Bulkheads, Baffles, and Ring Stiffeners
178.336.0.6 [178.336-6] Closures for Manholes
178.336.0.7 [178.336-7] Overturn Protection
178.336.0.8 [178.336-8] Outlets
178.336.0.9 [178.336-9] Safety Relief Devices, Valves, and Connections
178.336.1.0 [178.336-10] Protection of Fittings
178.336.1.1 [178.336-11] Emergency Discharge Control

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178.336.1.2 [178.336-12] Shear Section
178.336.1.3 [178.336-13] Anchoring of Tank
178.336.1.4 [178.336-14] Gauging Devices
178.336.1.5 [178.336-15] Pumps and Compressors
178.336.1.6 [178.336-16] Testing Requirements
178.336.1.7 [178.336-17] Marking of Cargo Tanks
178.336.1.8 [178.336-18] Certification
178.337 Specification MC 331: Cargo Tanks Constructed of Steel, Primarily For Transportation of Compressed Gases, As Defined in the Compressed Gas Section (Repealed)
178.337-1] General Requirements (Repealed)
178.337-2] Material (Repealed)
178.337-3] Thickness of Tank Metal (Repealed)
178.337-4] Joints (Repealed)
178.337-5] Bulkheads, Baffles, and Ring Stiffeners (Repealed)
178.337-6] Closure for Manhole (Repealed)
178.337-7] Overturn Protection (Repealed)
178.337-8] Outlets (Repealed)
178.337-9] Safety Relief Devices, Valves, and Connections (Repealed)
178.337-10] Protection of Fittings (Repealed)
178.337-11] Emergency Discharge Control (Repealed)
178.337-12] Shear Section (Repealed)
178.337-13] Supporting and Anchoring (Repealed)
178.337-14] Gauging Devices (Repealed)
178.337-15] Pumps and Compressors (Repealed)
178.337-16] Testing (Repealed)
178.337-17] Marking (Repealed)
178.337-18] Certification (Repealed)
General Design and Construction Requirements Applicable to Specifications MC 306 (Section 178.341), MC 307 (Section 178.342), and MC 312 (Section 178.343) Cargo Tanks (Repealed)
178.340-1] Specification Requirements For MC 306, MC 307, and MC 312 Cargo Tanks (Repealed)
178.340-2] General Requirements (Repealed)
178.340-3] Material (Repealed)
178.340-4] Structural Integrity (Repealed)
178.340-5] Joints (Repealed)
178.340-6] Supports and Anchoring (Repealed)
178.340-7] Circumferential Reinforcements (Repealed)
178.340-8] Accident Damage Protection (Repealed)
178.340-9] Pumps (Repealed)
178.340-10] Certification (Repealed)
Specification MC 306; Cargo Tanks (Repealed)
178.341-1] General Requirements (Repealed)
178.341-2] Thickness of Shells, Heads, Bulkheads, and Baffles (Repealed)
178.341-3] Closures for Fill Openings and Manholes (Repealed)
178.341-4] Vents (Repealed)

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT(S)

178.341.0.5	[178.341-5] Emergency Flow Control (Repealed)
178.341.0.6	[178.341-6] Gauging Devices (Repealed)
178.341.0.7	[178.341-7] Method of Test (Repealed)
178.342	Specification MC 307; Cargo Tanks (Repealed)
178.342.0.1	[178.342-1] General Requirements (Repealed)
178.342.0.2	[178.342-2] Thickness of Shell, Heads, Bulkheads, and Baffles (Repealed)
178.342.0.3	[178.342-3] Closures for Manholes (Repealed)
178.342.0.4	[178.342-4] Vents (Repealed)
178.342.0.5	[178.342-5] Outlets (Repealed)
178.342.0.6	[178.342-6] Gauging Devices (Repealed)
178.342.0.7	[178.342-7] Method of Test (Repealed)
178.343	Specification MC 312; Cargo Tanks (Repealed)
178.343.0.1	[178.343-1] General Requirements (Repealed)
178.343.0.2	[178.343-2] Thickness of Shell, Heads, Bulkheads, and Baffles of Non-Asme Code Tanks (Repealed)
178.343.0.3	[178.343-3] Closures for Manholes (Repealed)
178.343.0.4	[178.343-4] Vents (Repealed)
178.343.0.5	[178.343-5] Outlets (Repealed)
178.343.0.6	[178.343-6] Gauging Devices (Repealed)
178.343.0.7	[178.343-7] Method of Test (Repealed)
178.350	Specification 7A; General Packaging, Type A (Repealed)
178.350.0.1	[178.350-1] General Requirements (Repealed)
178.350.0.2	[178.350-2] Specific Requirements (Repealed)
178.350.0.3	[178.350-3] Marking (Repealed)
178.1000	General
178.2000	Incorporation by Reference of 49 CFR 178

APPENDIX C Tensile Specimen

APPENDIX D Material Thickness (Repealed)

TABLE A Minimum Thickness of Heads, Bulkheads, and Baffles (Repealed)

TABLE B Minimum Thickness of Shell Sheets (Repealed)

AUTHORITY: Implementing Section 4(a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1989, ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 3 Ill. Reg. 5, p. A1, effective February 1, 1979; amended at 5 Ill. Reg. 1715, effective February 9, 1981; amended at 6 Ill. Reg. 10036, effective August 2, 1982; amended at 8 Ill. Reg. 19640, effective October 1, 1984; codified at 8 Ill. Reg. 20047; amended at 8 Ill. Reg. 20064, effective October 1, 1984; amended at 10 Ill. Reg. 5897, effective April 1, 1986; amended at 10 Ill. Reg. 20770, effective December 1, 1986; amended at 11 Ill. Reg. 4786, effective March 10, 1987; amended at 11 Ill. Reg. 17904, effective October 20, 1987; amended at 12 Ill. Reg. 8093, effective April 26, 1988; amended at 13 Ill. Reg. 4004, effective March 14, 1989; amended at 14 Ill. Reg. 2651, effective February 1, 1990; amended at 15 Ill. Reg. 7771, effective May 7, 1991.

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT(S)

AGENCY NOTE: In reading this Part it is necessary to read Sections 178.1000 and 179.2000 prior to reading the remaining Sections in numerical order.

Section 178.2000 Incorporation By Reference Of 49 CFR 178

- a) As Part 178 of the Illinois Hazardous Materials Transportation Regulations the Department incorporates 49 CFR 178 by reference, as that Part of the federal hazardous materials transportation regulations was in effect on September--17--1989 October 1, 1990, subject only to the exceptions in subsection (b) of this Section. No later amendments to or editions of 49 CFR 178 are incorporated.
- b) The following interpretations of, additions to and deletions from the 49 CFR 178 shall apply for purposes of this Part 178 of the Illinois Hazardous Materials Transportation Regulations.
- 1) All references to "this part" in the incorporated federal regulations shall mean Part 178 of the Illinois Hazardous Materials Transportation Regulations.
 - 2) All references to "this chapter" or "this subchapter" in the incorporated federal regulations shall mean 92 Ill. Adm. Code: Chapter 1, Subchapter C.
 - 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that Section in the Illinois Hazardous Materials Transportation Regulations.
 - 4) All references to Parts 174, 175 or 176, or to sections therein shall be read to refer to those Parts or sections in the federal hazardous materials transportation regulations.

(Source: Amended at 15 Ill. Reg. 7771, effective May 7, 1991)

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of Part: Specifications for Tank Cars
- 2) Code Citation: 92 Ill. Adm. Code 179
- 3) Section Numbers:
179.2000
Adopted Action:
Amendment
- 4) Statutory Authority: Ill.Rev.Stat. 1989, ch. 95 1/2, pars. 700-4(a) and 700-9(a)
- 5) Effective date of rules: May 7, 1991
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? Yes. These conform to Section 6.02(a) of the Illinois Administrative Procedure Act.
- 8) Date filed in agency's principal office: May 3, 1991
- 9) Notice of proposal published in Illinois Register:
February 1, 1991, 15 Ill. Reg. 1483
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Differences between proposal and final version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements letter issued by JCAR? No changes were necessary.
- 13) Will this rule replace an Emergency Rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and purpose of rules:

By this Notice of Adopted Amendments, the Department deletes the date of incorporation by reference of 49 CFR 179 as of November 1, 1987, and inserts in its place the date of October 1, 1990.

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

A review of the federal regulations adopted since November 1, 1987, indicates there are certain changes made by US DOT which should be reflected in the Department's regulations. This rulemaking will make limited substantive changes in the Department's regulations to bring Part 179 in line with the federal regulations. The following is a summary of the changes in US DOT regulations which are included in the adopted rulemaking.

By adopting this rulemaking, the Department's regulations will incorporate changes made to Part 179 by US DOT in rulemaking Docket:

HM-166W [54 FR 38790 (September 20, 1989)]

Docket HM-166W amended the regulations to incorporate various changes initiated by industry and US DOT to eliminate the need for certain DOT approvals, to reduce a backlog of rulemaking petitions and to update and clarify existing regulations. Specifications requirements were revised in Section 179.300-7.

- 16) Information and questions regarding these adopted rules shall be directed to:

By U.S. Mail:

Mr. Tom Crawford, Manager
Regulations and Training Unit
Illinois Department of Transportation
Division of Traffic Safety
P.O. Box 19212
Springfield, Illinois 62794-9212
(217) 785-3064

By Messenger or Inter-Agency Mail:

Mr. Tom Crawford, Manager
Regulations and Training Unit
DOT Annex Building
3215 Executive Park Drive
Commercial Vehicle Safety; 3rd Floor
Springfield, Illinois

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 92: TRANSPORTATION

CHAPTER I: DEPARTMENT OF TRANSPORTATION

SUBCHAPTER C: HAZARDOUS MATERIALS TRANSPORTATION REGULATIONS

PART 179

SPECIFICATIONS FOR TANK CARS

Section 179.1000 General
179.2000 Incorporation By Reference of 49 CFR 179

AUTHORITY: Implementing Section 4(a) and authorized by Section 9(a) of the Illinois Hazardous Materials Transportation Act (Ill. Rev. Stat. 1985, ch. 95 1/2, pars. 700-4(a) and 700-9(a)).

SOURCE: Adopted at 3 Ill. Reg. 5, p. A1, effective February 1, 1979; amended at 6 Ill. Reg. 4287, effective April 16, 1982; old rules repealed; new rules adopted and codified at 8 Ill. Reg. 19677, effective October 1, 1984; amended at 10 Ill. Reg. 5909, effective April 1, 1986; amended at 10 Ill. Reg. 20824, effective December 1, 1986; amended at 11 Ill. Reg. 4796, effective March 10, 1987; amended at 11 Ill. Reg. 17915, effective October 20, 1987; amended at 12 Ill. Reg. 8102, effective April 26, 1988; amended at 15 Ill. Reg. 7781, effective May 7, 1991.

Section 179.2000 Incorporation By Reference of 49 CFR 179

- a) As Part 179 of the Illinois Hazardous Materials Transportation Regulations the Department incorporates the following sections of 49 CFR 179 by reference, as those sections of the federal hazardous materials transportation regulations were in effect on November 4, 1987 October 1, 1990, subject only to the exceptions in paragraph subsection (b) of this Section. No later amendments to or editions of those sections of 49 CFR 179 of the federal regulations are incorporated.

- 179.1 General
- 179.2 Definitions and abbreviations
- 179.5 Certificate of Construction
- 179.6 Repairs and alterations
- 179.10 Tank mounting
- 179.11 Welding certification
- 179.12 Interior heater systems
- 179.300 General specifications applicable to multi-unit tank car tanks designed to be removed from car structure for filling and emptying (classes DOT-106A and 110AW).

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT(S)

- 179.301 Individual specification requirements for multi-unit tank car tanks.
- 179.302 Special commodity requirements for multi-unit tank car tanks.

No later amendments to or editions of those sections of 49 CFR 179 of the federal regulations are incorporated.

- b) The following interpretations of, additions to and deletions from the above incorporated sections of 49 CFR 179 shall apply for purposes of this Part 179 of the Illinois Hazardous Materials Transportation Regulations:
- 1) All references to "this part" in the incorporated federal regulations shall mean Part 179 of the Illinois Hazardous Materials Transportation Regulations.
 - 2) All references to "this chapter" or "this subchapter" in the incorporated federal regulations shall mean ~~subchapter C of Chapter I of Title 92 of the Illinois Administrative Code~~ 92 Ill. Adm. Code: Chapter I, Subchapter C.
 - 3) All references to a section of the regulations in the incorporated federal regulations shall be read to refer to that Section in the Illinois Hazardous Materials Transportation Regulations except references to 179.3 shall mean 49 CFR 179.3.
 - 4) 49 CFR 179.2(a)(4) is deleted and replaced by the following: "'DOT' means the U.S. Department of Transportation and 'Department' means the Illinois Department of Transportation."

(Source: Amended at 15 Ill. Reg. 7781, effective May 7, 1991)

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF EMERGENCY AMENDMENT

- 1) Heading of the Part: Medical Practice Act of 1987
- 2) Code Citation: 68 Ill. Adm. Code 1285
- 3) Section Numbers: Emergency Action:
1285.90 Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 111, pars. 4400-17.
- 5) Effective Date of Amendment: April 30, 1991

6) If the emergency Amendment is to expire before the end of the 150-day period, please specify the date on which it will expire:

7) Date Filed in Agency's Principal Office: April 30, 1991

8) Reason for Emergency: The transition of one group of physicians in residency programs to another group of physicians creates a gap in health care being provided to patients. In an effort to provide adequate staff for the hospital and to provide for the health, safety and welfare of the citizens of Illinois, the Department has filed this rule as an emergency. By allowing a 14-day extension to a holder of a temporary medical license, this will ensure for a smooth transition from one group of doctors in a residency program to another without disrupting the quality and quantity of health care being provided. Also this will ensure that physicians are not practicing medicine without a license.

9) A Complete Description of the Subjects and Issues Involved: The Department will allow an automatic 14-day extension of a Temporary Medical License without filing an application with the Department. Currently a temporary medical licensee is required to file an application for extension even for 1 day beyond the 3-year issuance date.

10) Are there any proposed Amendments to this Part pending: Yes

Section Numbers	Proposed Action	Illinois Register Citation
1285.20	Amending	15 Ill. Reg. 6888, May 10, 1991
1285.40	Amending	15 Ill. Reg. 6888, May 10, 1991
1285.50	Amending	15 Ill. Reg. 6888, May 10, 1991
1285.60	Amending	15 Ill. Reg. 6888, May 10, 1991
1285.70	Amending	15 Ill. Reg. 6888, May 10, 1991
1285.80	Amending	15 Ill. Reg. 6888, May 10, 1991
1285.90	Amending	15 Ill. Reg. 6888, May 10, 1991
1285.95	Amending	15 Ill. Reg. 6888, May 10, 1991
1285.120	Amending	15 Ill. Reg. 6888, May 10, 1991

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF EMERGENCY AMENDMENT

- 11) Statement of Statewide Policy Objectives: This rulemaking has no impact on local government.
- 12) Information and questions regarding this Amendment shall be directed to:

Department of Professional Regulation
Attention: Jean Courtney
320 West Washington, 3rd Floor
Springfield, IL 62786
217/785-0800

The full text of the Emergency Amendment begins on the next page:

DEPARTMENT OF PROFESSIONAL REGULATION
NOTICE OF EMERGENCY AMENDMENT

TITLE 68: PROFESSIONS AND OCCUPATIONS
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

PART 1285
MEDICAL PRACTICE ACT OF 1987

SUBPART A: MEDICAL LICENSING, RENEWAL & RESTORATION PROCEDURE

Section
1285.20 Six (6) Year Post-Secondary Programs of Medical Education
1285.30 Programs of Chiropractic Education
1285.40 Approved Postgraduate Training Programs
1285.50 Application for Examination
1285.60 Examinations
1285.70 Application for License on the Basis of Examination
1285.80 Licensure by Endorsement
1285.90 Temporary Licenses
1285.95 EMERGENCY
1285.100 Clinical Skills Standards for Pre-1985 Graduates
1285.110 Visiting Professor Permits
1285.120 Continuing Medical Education (CME)
1285.130 Renewals
1285.140 Restoration and Inactive Status
Granting Variances

SUBPART B: MEDICAL DISCIPLINARY PROCEEDINGS

1285.200 Medical Disciplinary Board
1285.205 Complaint Committee
1285.210 The Medical Coordinator
1285.215 Complaint Handling Procedure
1285.220 Informal Conferences
1285.225 Consent Orders
1285.230 Summary Suspension
1285.235 Mandatory Reporting of Impaired Physicians by Health Care Institutions
1285.240 Standards
1285.245 Advertising
1285.250 Monitoring of Probation and Other Discipline and Notification
1285.255 Rehabilitation
1285.260 Fines
1285.265 Subpoena Process of Medical and Hospital Records
1285.270 Inspection of Physical Premises
1285.275 Failing to Furnish Information

DEPARTMENT OF PROFESSIONAL REGULATION
NOTICE OF EMERGENCY AMENDMENT

SUBPART C: GENERAL INFORMATION

1285.310 Public Access to Records and Meetings
1285.320 Response to Hospital Inquiries
1285.330 Rules of Evidence

AUTHORITY: Implementing the Medical Practice Act of 1989 (Ill. Rev. Stat. 1987, ch. 111, pars. 4401-1 et seq.) and authorized by Section 60(7) of The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 60(7)).

SOURCE: Adopted at 13 Ill. Reg. 483, effective December 29, 1988; emergency amendment at 13 Ill. Reg. 651, effective January 1, 1989, for a maximum of 150 days; emergency expired May 31, 1989; amended at 13 Ill. Reg. 10613, effective June 16, 1989; amended at 13 Ill. Reg. 10925, effective June 21, 1989; emergency amendment at 15 Ill. Reg. 7785, effective APR. 30, 1991, for a maximum of 150 days.

NOTE: Capitalization denotes statutory language.

Section 1285.90 Temporary Licenses
EMERGENCY

- a) An application for a Temporary License to pursue specialty/residency training must be filed, in form and substance satisfactory to the Department, at least 60 days prior to the commencement date of the training.
- b) Each application shall not be considered complete unless it is signed, all questions have been answered and it contains or is accompanied by:
 - 1) Proof that the applicant is of good moral character and has not engaged in any conduct or activities which would constitute grounds for discipline under Section 22 of the Act. Applications of individuals who answer affirmatively on the Personal History portion of the application or who have engaged in activities which would constitute grounds for discipline shall be forwarded to the Enforcement Division of the Department for further investigation and action by the Medical Licensing Board.
 - 2) An official transcript of the courses of instruction prerequisite to professional training in a college of liberal arts or medical college.
 - 3) An official transcript and diploma or certification of graduation from the medical education program granting the degree which shall evidence that the applicant has met the minimum education requirements of the Act. Evidence which shall include proof that the core clerkship rotations were

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF EMERGENCY AMENDMENT

completed at clinical teaching facilities owned, operated or formally affiliated with the medical college which conferred the degree or under contract in teaching facilities owned, operated or formally affiliated with another medical college which is officially recognized by the jurisdiction in which the medical school which conferred the degree is located in accordance with Section 1285.20 of this Part.

- 4) Proof that the applicant has been accepted or appointed to a position in a specialty/residency program which is approved by the Department, pursuant to the provisions of Section 1285.40 and the number of the postgraduate year for which he has been accepted or appointed;
- 5) A statement identifying all medical education program attended, including dates of attendance;
- 6) Applicants who submit any document in a foreign language shall submit an original notarized English translation.
- 7) A complete work history since graduation from medical school; and
- 8) The fee required by Section 21 of the Act.
- 9) In addition to the requirements of this Section, pre-1985 graduates will be required to provide documentation of clinical skills as set forth in Section 1285.95 of this Part and Section 11(A)(2)(a)(i) of the Act.

c) Written notice of the Department's final action on every application for a temporary license shall be given to the applicant and hospital designated therein. If such application is approved pursuant to Section 17 of the Act and this Section, the temporary license shall be delivered or mailed to the hospital and shall be kept in the care and custody of such hospital. Any person not licensed to practice medicine in all of its branches in the State of Illinois who is pursuing specialty/residency training must have had a Temporary License issued on his behalf to an approved program of training prior to the commencement of the training.

d) Commencement of the specialty/residency training program prior to the issuance of a temporary license shall be construed as the unlicensed practice of medicine.

e) A Temporary License shall be issued for a maximum of three years, subject to renewal as provided in this section. In no event shall a Temporary License be issued for less than one year except as provided in subsection (i) below or for any purpose other than a post-graduate specialty/residency program required for licensure under the Act.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF EMERGENCY AMENDMENT

- f) Not more than one Temporary License shall be issued to any person for the same period of time.
- g) When a resident is dismissed or otherwise terminates his specialty/residency program, it shall be the responsibility of the staff of the program to notify the Department immediately and return the Temporary License to the Department. If the Temporary License has been lost or destroyed, the staff of the program shall submit a written explanation to the Department.
- h) A Temporary License may be transferred from one program to another only upon the return of the Temporary License and receipt by the Department of a new application which contains a certificate of acceptance that the resident has been accepted or appointed to a specialty/residency position in an approved program. Requests for transfers shall be filed with the Department at least 60-days prior to the commencement date of the new program.

i) The Department shall allow a 14-day extension of the temporary license beyond the 3-year period without filing an extension application. In order to extend beyond the 14-day period, a new application shall be filed with the Department which contains:

- 1) a certificate of acceptance indicating that the resident has been accepted or appointed to a specialty/residency position in an approved program;
- 2) a work history; and
- 3) a letter from the residency program director advising why an extension is being requested.

j) Temporary licenses may be extended or renewed only in the following documented situations:

- 1) serving full-time in the Armed Forces;
- 2) an incapacitating illness;
- 3) proof of continuance of a residency training program in order to meet the remedial requirements for licensure set forth in Section 1285.60(a)(4); or
- 4) proof of continuance of a residency training program.

k) The Department shall issue Limited Temporary Licenses for no more than six (6) months on behalf of individuals who apply in form and substance satisfactory to the Department and submit evidence that:

- 1) He is enrolled in a postgraduate clinical training program outside of the State of Illinois meeting the requirements of Section 1285.40;

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF EMERGENCY AMENDMENT

- 2) He has been accepted for a specific period of time to perform, under supervision, a portion of that program at a clinical training program approved pursuant to the provisions of Section 1285.40 in the State of Illinois due to the absence of adequate facilities in the other State;
- 3) The approved clinical training program in this State has assumed full supervisory responsibility for the individual during the full period specified on his application.
- 4) A Limited Temporary License may be extended or renewed only in the following documented situations:
 - A) serving full-time in the Armed Forces;
 - B) an incapacitating illness as documented by a currently licensed physician;
 - C) proof of continuance of a residency training program as documented by the residency training program director.

D)k)

Any individual who participates in any portion of a specialty/residency program without a Temporary license issued by the Department shall be considered to be involved in the unlicensed practice of medicine.

(Source: Emergency amendment at 15 Ill. Reg. 7785, effective April 30, 1991, for a maximum of 150 days)

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the week of April 29, 1991 through May 3, 1991, and have been scheduled for review by the Committee at its June, 1991 meeting. Other items not contained in this published list may also be considered by the Joint Committee at its June meeting. Members of the public wishing to express their views with respect to a proposed rule should submit written comments to the Joint Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
6/13/91	Department of Professional Regulation, Real Estate License Act of 1983 (68 Ill. Adm. Code 1450)	12/14/90 14 Ill. Reg. 19515	June, 1991
6/17/91	Department of Employment Security, Payment of Unemployment Contributions, Interest and Penalties (56 Ill. Adm. Code 2675)	3/8/91 15 Ill. Reg. 3381	June, 1991
6/17/91	Department of Public Health, AIDS Confidentiality and Testing Code (77 Ill. Adm. Code 697)	10/12/90 14 Ill. Reg. 16779	June, 1991
6/17/91	Secretary of State, Certificates of Title, Registration of Vehicles (92 Ill. Adm. Code 1010)	3/29/91 15 Ill. Reg. 4686	June, 1991
6/17/91	Department of Conservation, Illinois Salmon Stamp Contest Procedures (17 Ill. Adm. Code 2550)	3/15/91 15 Ill. Reg. 3655	June, 1991

PROCLAMATION

91-149

EPSILON SIGMA ALPHA INTERNATIONAL DAY
(Revised)

Whereas, Epsilon Sigma Alpha International--an organization devoted to philanthropic, educational, and social endeavors promoting the public good--is commemorating more than 60 years of service to communities, states, and nations around the world; and

Whereas, Illinois State Council members of Epsilon Sigma Alpha have been outstanding in this organization, providing significant philanthropic and social contributions which have proved beneficial to the citizens of Illinois; and

Whereas, each year Epsilon Sigma Alpha raises more than three million dollars for charitable causes such as its international projects for St. Jude Children's Research Hospital and the National Easter Seal Society; and

Whereas, Epsilon Sigma Alpha uses its international network of more than 1,200 chapters and more than 20,000 members to build confidence, competence, and career opportunities for its members and communities;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 1, 1991, as EPSILON SIGMA ALPHA INTERNATIONAL DAY in Illinois and urge citizens to observe this day with appropriate activities and ceremonies.

Issued by the Governor April 26, 1991.

Filed with the Secretary of State May 6, 1991.

91-202

ILLINOIS SMALL BUSINESS WEEK

Whereas, a strong and stable economy is largely dependent on the determination and dedication of the small business community; and

Whereas, Illinois has more than 400,000 established small businesses, which produce the majority of the state's jobs; and

Whereas, Illinois has recognized the importance of its small businesses by making a strong and targeted commitment to provide assistance through programs administered through the departments of Commerce and Community Affairs' Small Business Assistance Bureau, Transportation's Small Business Enterprises Division, Central Management Service's Minority & Female Business Enterprise Division, and Energy and Natural Resources, in cooperation with federal agencies such as the U.S. Small Business Administration, the U.S. Department of Defense, the U.S. Department of Transportation, the U.S. Department of Commerce, and many others; and

Whereas, women- and minority-owned businesses are a significant economic resource and a vital component of the Illinois economy; and

Whereas, Illinois is proud of the partnership it has developed with its small business community;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 5-11, 1991, as ILLINOIS SMALL BUSINESS WEEK in Illinois, honoring the thousands of ventures throughout our great state that make up the Illinois Small Business Community.

Issued by the Governor April 26, 1991.

Filed with the Secretary of State May 6, 1991.

91-203

NURSES WEEK AT DEPARTMENT OF VETERAN'S AFFAIRS,
EDWARD HINES JR. HOSPITAL

Whereas, Edward Hines Jr. Hospital is a university-affiliated tertiary medical center that serves veterans throughout our state; and

Whereas, Hines offers veterans services in numerous areas, including surgery, psychiatric and substance abuse treatment, rehabilitation for blindness and spinal cord injuries, geriatric care, and cardiac and renal transplants; and

Whereas, the 1,000 women and men of Hines Hospital Nursing Service are dedicated to providing veterans with high quality care 24 hours a day, seven days a week, and 365 days a year; and

Whereas, the first full week of May has been designated as Nurses Week in our state and nation; and

Whereas, 1991 marks Hines Hospital's 70th year of service to veterans;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 5-11, 1991, as NURSES WEEK AT DEPARTMENT OF VETERAN'S AFFAIRS, EDWARD HINES JR. HOSPITAL in Illinois.

Issued by the Governor April 26, 1991.

Filed with the Secretary of State May 6, 1991.

91-204

U.S. SAVINGS BONDS MONTH

Whereas, increasing the savings rate of Americans from the low levels of recent years will help strengthen our national economy; and

Whereas, during its 50-year history, the U.S. Savings Bond Program has always nurtured and promoted new savings among Americans to boost the economic growth of our communities, our state, and our nation; and

Whereas, savings bonds help citizens learn how to save or reinforce their savings habits; and

Whereas, many employers offer their employees the Payroll Savings Plan, giving them an easy, convenient method for saving and for increasing the financial well-being of employees and their families; and

Whereas, savings bonds have proven to be an effective

debt-management tool, reducing debt service costs by approximately \$70 million per billion dollars sold, or more than one half million dollars in 1990; and

Whereas, our state recognizes the contributions the Savings Bonds Program has made to our citizens during the past half century;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 1991 as U.S. SAVINGS BONDS MONTH in Illinois in recognition of the 50th anniversary of the U.S. Savings Bonds Program.

Issued by the Governor April 26, 1991.

Filed with the Secretary of State May 6, 1991.

91-205

COMMUNITY MENTAL HEALTH SERVICES WEEK

Whereas, community mental health services play an important role in the prevention, identification, and treatment of mental illness in Illinois; and

Whereas, community mental health services enhance the quality of life for the mentally ill in Illinois; and

Whereas, Illinois communities will benefit from an increased public awareness of the significance of community mental health services and the array of such services available in their local communities;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 12-18, 1991, as COMMUNITY MENTAL HEALTH SERVICES WEEK in Illinois.

Issued by the Governor April 29, 1991.

Filed with the Secretary of State May 6, 1991.

91-206

HARRIET ROSS DAY

Whereas, Highland Park High School is sponsoring FOCUS ON THE ARTS 1991 to be held April 29 - May 2; and

Whereas, FOCUS ON THE ARTS 1991 is a unique program aimed at giving students and the community exposure to visual and performing arts; and

Whereas, professional performers from across the national will be attending the program to share their art; and

Whereas, Harriet Ross, a native of Highland Park and a distinguished alumni of Highland Park High School will be honored at this event during Dance Night on May 1; and

Whereas, Harriet is a graduate of the Julliard School and New York's School of Performing Arts and is the associate artistic director of Joseph Holmes Chicago Dance Theatre (JHCDT); and

Whereas, Harriet has contributed a unique understanding of dance technique as a movement method and vocabulary, making the body an instrument for any kind of dance; and

Whereas, Harriet has helped raise JHCDT to its current status as one of the three most important Chicago dance companies; Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 29, 1991, as HARRIET ROSS DAY in Illinois in recognition of Harriet's exceptional accomplishments in the arts. Issued by the Governor April 29, 1991.

Filed with the Secretary of State May 6, 1991.

91-207

HIGH BLOOD PRESSURE MONTH

Whereas, nearly 3.5 million Illinoisans are among the 58 million Americans who have an increased risk of illness and death due to high blood pressure; and

Whereas, high blood pressure is a contributing factor in millions of heart attacks, strokes, and kidney failures each year; and

Whereas, for 17 years, Americans have worked together in local, state, and national organizations to increase awareness and control of this serious health problem; and

Whereas, these efforts and the work of the National High Blood Pressure Education Program have helped lower the stroke mortality rate by 50 percent and the coronary heart disease rate by 35 percent since 1972; and

Whereas, the Illinois Department of Public Health has awarded Preventive Heart Block Grant Funds to 44 local health departments for high blood pressure control programs; and

Whereas, an estimated one million Illinoisans with high blood pressure are not aware of their condition. Another 600,000 Illinoisans, who are aware they have high blood pressure, are not controlling their conditions;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 1991 as HIGH BLOOD PRESSURE MONTH in Illinois and urge each Illinoisan to measure and control blood pressure.

Issued by the Governor April 29, 1991.

Filed with the Secretary of State May 6, 1991.

91-208

KEEP AMERICA BEAUTIFUL MONTH

Whereas, Illinois is rich in natural resources and beauty; and

Whereas, each citizen should strive to preserve the natural beauty and ecological balance of the environment through responsible stewardship, both individually and collectively, of Illinois' air, water, and land; and

Whereas, Keep America Beautiful, Inc. (KAB) is a national, nonprofit, public education organization that has grown from promoting litter prevention to a national grassroots network focused on solid waste disposal and recovery; and

Whereas, KAB supplies training, educational materials, and other support to the public and to its 460 state-community-based affiliates. Through this network of affiliates, KAB is influencing more responsible attitudes and behavior toward the environment for more than 80 million Americans;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 1991 as KEEP AMERICA BEAUTIFUL MONTH in Illinois. I urge citizens to work together to preserve the natural beauty of our state.

Issued by the Governor April 29, 1991.

Filed with the Secretary of State May 6, 1991.

91-209

LIONESS CARAMEL CORN DAY

Whereas, the Lioness Clubs of Illinois generously donate their time to continuing efforts to help the blind, visually impaired, deaf, and hearing impaired; and

Whereas, the Lioness Clubs of Illinois are sponsoring Lioness Caramel Corn Day for Sight and Sound throughout the State of Illinois on Friday, May 3; and

Whereas, Illinois residents will benefit greatly from funds raised on Caramel Corn Day;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 3, 1991, as LIONESS CARAMEL CORN DAY in Illinois and urge all Illinoisans to support this worthwhile endeavor.

Issued by the Governor April 29, 1991.

Filed with the Secretary of State May 6, 1991.

91-210

MOTORCYCLE AWARENESS MONTH

Whereas, Illinois takes pride in being a national leader in motorcycling education and safety; and

Whereas, the Illinois Department of Transportation has been conducting the influential Illinois Cycle Rider Safety Training Program since 1976; and

Whereas, the program is supported by state motorcycle registration fees and has been responsible for training more than 80,000 Illinois cyclists; and

Whereas, there is a need to increase public awareness of the presence of motorcyclists on our highways;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 1991 as MOTORCYCLE AWARENESS MONTH in Illinois in recognition of the leadership role our state has taken in promoting motorcycle safety training.

Issued by the Governor April 29, 1991.

Filed with the Secretary of State May 6, 1991.

91-211

NATIONAL ASSOCIATION OF INSURANCE WOMEN'S WEEK

Whereas, professional insurance women make a significant contribution to the risk and insurance industry; and

Whereas, professional insurance women have become increasingly effective locally and statewide in promoting public awareness of important issues such as tort reform, automobile safety, and drunk driving; and

Whereas, they are committed to maintaining the highest professional standards in the insurance industry; and

Whereas, professional insurance women are working effectively on a national level as the National Association of Insurance Women (International), which has reached a membership of more than 21,000; and

Whereas, professional insurance women have earned recognition for their outstanding accomplishments in the economically vital insurance industry;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 19-25, 1991, as NATIONAL ASSOCIATION OF INSURANCE WOMEN'S WEEK in Illinois in honor of the women who are performing such important and diverse roles throughout the risk and insurance industry.

Issued by the Governor April 29, 1991.

Filed with the Secretary of State May 6, 1991.

91-212

STUDENTS AGAINST DRIVING DRUNK MONTHS

Whereas, the leading causes of death among young people are drinking and driving, underage drinking, and illicit drug use; and

Whereas, Students Against Drunk Driving (SADD) was founded in 1981 to educate young people about the results of using drugs, drinking and driving, and underage drinking; and

Whereas, often the most difficult decision a young person faces is to resist peer pressure to use alcohol or drugs. Saying no can mean the difference between life and death for hundreds of young people; and

Whereas, SADD Students continue to urge young people to abstain from underage drinking, drinking and driving, and illicit drug use during their prom and graduation festivities, to prevent tragic alcohol- and drug-related accidents during May and June;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May and June 1991 as STUDENTS AGAINST DRIVING DRUNK MONTHS in Illinois and commend the students, parents, teachers, and administrators who have formed and are operating SADD Chapters for their work in reducing the carnage on the streets and highways caused by alcohol- and other drug-impaired driving. I strongly urge all citizens to support SADD and its dedicated efforts to reduce needless injuries and loss of life resulting

from underage drinking, drinking and driving, and the use of illicit drugs.

Issued by the Governor April 29, 1991.

Filed with the Secretary of State May 6, 1991.

91-213

SURGICAL TECHNOLOGIST WEEK

Whereas, the Association of Surgical Technologists, Inc., was officially incorporated as a nonprofit educational association in 1969 with the support of the Association of Operating Room Nurses, the American College of Surgeons, and the American Hospital Association; and

Whereas, the association is primarily concerned with ensuring that surgical technologists are educationally prepared to deliver quality patient care, which is accomplished through accredited surgical technology programs, national certification, and continuing education; and

Whereas, surgical technologists are responsible for the environmental disinfection, safety, and efficiency of the operating room, and their knowledge and experience with aseptic surgical techniques qualify them for an important role in the surgical suite; and

Whereas, surgical technologists are skilled professionals, uniquely prepared, and proud of their role as a valuable and integral part of the surgical team for the benefit of patients, the public, and professional colleagues;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 12-18, 1991, as SURGICAL TECHNOLOGIST WEEK in Illinois, commending these qualified persons who greatly aid in saving human lives.

Issued by the Governor April 29, 1991.

Filed with the Secretary of State May 6, 1991.

91-214

CYTOTECHNOLOGY DAY

Whereas, cytotechnologists are specialists in the field of medical technology whose primary responsibility is examining cells to detect a variety of diseases including cancer and precancerous changes; and

Whereas, these skilled professionals are called upon daily to examine various medical specimens and advise physicians, who in turn use this vital information to chart the course of treatment for their patients; and

Whereas, through the diagnostic skill of cytotechnologists, it is possible to detect cancer in the early stages of development. Early detection greatly contributes to the chances of survival and helps to eliminate uterine cancer, which is the number one cause of death in women; and

Whereas, there are only a few hundred cytotechnologists in the State of Illinois and about 9,000 nationwide; and

Whereas, the Illinois Society of Cytology will join the American Society of Cytotechnology in observing National Cytotechnology Day on May 13, 1991;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 13, 1991, as CYTOTECHNOLOGY DAY in Illinois in honor of the valuable contributions cytotechnologists make to the health and well-being of our citizens.

Issued by the Governor April 30, 1991.

Filed with the Secretary of State May 6, 1991.

91-215

FOSTER PARENT APPRECIATION MONTH

Whereas, to foster means to nourish, cherish, and encourage and this is what foster parents do for emotionally needy children whose natural parents can no longer provide them with care; and

Whereas, more than 20,000 children in Illinois, particularly black and Hispanic ones, need appropriate foster care; and

Whereas, foster parents meet a very special need in our society by ensuring that these children receive attention, respect, understanding, and compassion, as well as education and health care services; and

Whereas, thousands of adults in Illinois have volunteered to be substitute parents through the Foster Parent Program, and their contributions to the welfare of the children in our state are incalculable and irreplaceable;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 1991 as FOSTER PARENT APPRECIATION MONTH in Illinois.

Issued by the Governor April 30, 1991.

Filed with the Secretary of State May 6, 1991.

91-216

INSURANCE AGENTS WEEK

Whereas, more families own insurance than any other form of personal financial protection; and

Whereas, the insurance institution has given generations of Americans a systematic and practical method on which to build economic security for individuals, families, and businesses; and

Whereas, indispensable to the effectiveness and progress of the insurance industry are career insurance producers--agents, managers, and general agents--who daily provide skilled and personal service of great social and economic benefit to consumers; and

Whereas, these insurance agents, as members of the Illinois Life Underwriters Association, the Illinois Association of Professional Insurance Agents, and the Independent Insurance

Agents of Illinois, further demonstrates their professionalism by their wide-range of involvement in our state's well-being; and Whereas, these professional organizations have joined together to celebrate their common tradition of providing service to the public and promoting the highest ethics and professionalism among insurance agents;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 5 - May 11, 1991, as INSURANCE AGENTS WEEK in Illinois and commend the professional organization members for their tireless work for the good of their profession and their community.

Issued by the Governor April 30, 1991.

Filed with the Secretary of State May 6, 1991.

91-217

OLDER AMERICANS MONTH

Whereas, the month of May is traditionally designated as a time to honor the fastest growing segment of the nation's population, older Americans; and

Whereas, this tradition has long been observed by the State of Illinois, home to more than one million residents age 65 and older; and

Whereas, the national theme for the May 1991 observance is "Older Americans, Our Greatest Natural Resource"; and

Whereas, the State of Illinois believes that the wisdom, knowledge, and experience of our older citizens are a vast and virtually untapped resource that can benefit younger generations of Illinoisans in countless ways; and

Whereas, older Americans are advisors, caregivers, wage earners, and dedicated volunteers, whose contributions to science, medicine, industry, and the arts have made this country one of the strongest and most respected nations in the world;

Therefore, I, Jim Edgar, Governor of the State of Illinois, reaffirm that older Americans are indeed "our greatest natural resource" and proclaim May 1991 as OLDER AMERICANS MONTH in Illinois.

Issued by the Governor April 30, 1991.

Filed with the Secretary of State May 6, 1991.

91-218

ASSOCIATION FOR INDIVIDUAL DEVELOPMENT DAY

Whereas, the Association for Individual Development was founded through the energies of a group of local parents of developmentally disabled individuals; and

Whereas, the association was incorporated in May 1961 as the Aurora Association for the Mentally Retarded. The name was later changed to the Association for Individual Development to better reflect its array of programs and services; and

Whereas, the association has grown to provide services to more than 1,400 individuals who are developmentally and/or physically disabled or mentally ill and who reside within Kane and Kendall Counties and Hanover Township of Cook County; and

Whereas, the association currently operates more than 30 programs in a variety of areas such as assessment, case management, crisis intervention, day treatment, vocational training, rehabilitation, infant early intervention, and respite care; and

Whereas, through its programs, services, and outreach, the association advocates and strives to assure that all individuals--regardless of disability--have opportunities to live, learn, and work in as near normal a setting as possible;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 31, 1991, as ASSOCIATION FOR INDIVIDUAL DEVELOPMENT DAY in Illinois.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-219

CORRECTIONAL OFFICER WEEK

Whereas, the public safety and welfare of all Illinois citizens is enhanced by the professional supervision of convicted felons provided by correctional officers of the Illinois Department of Corrections; and

Whereas, the men and women serving the state as correctional officers must maintain eternal vigilance, providing safe, humane, constitutional, and secure incarceration of inmates; and

Whereas, throughout their careers these public servants must face potentially dangerous situations with swift and appropriate action; and

Whereas, the job of a correctional officer is a tough and demanding one with little compensation, deference, or recognition; and

Whereas, through their tireless and often heroic actions, correctional officers in Illinois have made the Illinois Department of Corrections one of the finest prison systems in the United States;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 12-18, 1991, as CORRECTIONAL OFFICER WEEK in Illinois, in honor of the outstanding services these men and women provide.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-220

EMERGENCY MEDICAL SERVICES WEEK

Whereas, in 1971, under the direction of then-Governor

Richard B. Ogilvie, Illinois established the first comprehensive, statewide trauma system to improve the quality of service for the critically injured; and

Whereas, the system incorporates trauma centers, a trauma registry, ground and helicopter transport, a sophisticated emergency communication system, and massive professional training. In addition, the system led to the creation of a new health professional--trauma coordinators; and

Whereas, 1991 marks the 20th anniversary of the establishment of Emergency Medical Services in our state; and

Whereas, special recognition should be given to the highly trained professionals who administer quality care to our citizens in emergency situations;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 12-18, 1991, as EMERGENCY MEDICAL SERVICES WEEK.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-221

ERITREAN RELIEF COMMITTEE DAY

Whereas, Eritrea is a war-torn and famine-ridden area in the "Horn of Africa," north of Ethiopia; and

Whereas, the Eritrean Relief Committee (ERC) in the United States is working hard to save the lives of the Eritreans by providing food, medicine, and well drilling equipment, critical factors in the drought-stricken area; and

Whereas, the ERC is sponsoring a fund-raising dinner Sunday, May 5, to generate assistance for the Eritrean people;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 5, 1991, as ERITREAN RELIEF COMMITTEE DAY in Illinois.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-222

EXCEPTIONAL CHILDREN'S WEEK

Whereas, the observance of Exceptional Children's Week has grown steadily since its 1959 inception in Chicago; and

Whereas, since 1972, the State of Illinois has set aside the first full week of May for this occasion, and it has grown to a national event; and

Whereas, the purpose of Exceptional Children's Week is to generate public awareness of the special needs of handicapped and gifted children and the educational services available to them so that educational facilities, methods, and materials can be developed to help each child have a brighter future; and

Whereas, all areas of exceptional need warrant public support and involvement to ensure that appropriate education is available

to every child in Illinois, whether they are physically, mentally, or emotionally handicapped or gifted;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 5-11, 1991, as EXCEPTIONAL CHILDREN'S WEEK in Illinois and ask that all citizens be personally committed to guaranteeing adequate education for all children in their communities.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-223

"JUST SAY NO" WEEK

Whereas, "Just Say No" is a federal government substance abuse prevention initiative; and

Whereas, across the country, young people and adults are joining to launch "Just Say No" projects and clubs; and

Whereas, the campaign is based on the premise that learning how to say "no" to drugs and alcohol, as well as to peer pressure to use chemical, may be the most powerful weapon society has in dealing with the substance abuse problem; and

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 18-22, 1991, as "JUST SAY NO" WEEK in Illinois, in conjunction with our nation's campaign to focus public attention on the problem of drug abuse.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-224

MARITIME DAY

Whereas, National Maritime Day has been observed since 1933, marking the date of the first successful Atlantic crossing by a ship using steam propulsion; and

Whereas, this day is set aside in honor of the American Merchant Marine whose men and women served in war and peace, contributing to the waterborne commerce of our nation; and

Whereas, these ocean-going merchant ships greatly benefit the economic standing of Illinois by carrying their cargoes through the Great Lakes and its inland waterways; and

Whereas, the Propeller Club of the United States, with 68 member clubs throughout the country, annually takes time to celebrate this day with a variety of functions;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 22, 1991, as MARITIME DAY in Illinois.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-225

NATIONAL ASSOCIATION OF URBAN BANKERS WEEK

Whereas, the National Association of Urban Bankers (NAUB) was formally established in 1974 and is a nonprofit organization of minority professionals in the banking industry and related fields; and

Whereas, NAUB membership ranges from large financial institutions in major metropolitan areas to smaller banks in communities across our country; and

Whereas, NAUB strives to nurture professional relationships and disseminates pertinent information to promote career development that is mutually beneficial to the members, employers, and communities; and

Whereas, the Urban Bankers Forum of Chicago will serve as host for NAUB's 17th Annual Conference June 3-9;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 3-9, 1991, as NATIONAL ASSOCIATION OF URBAN BANKERS WEEK in Illinois.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-226

ODYSSEY DAY

Whereas, this spring, Odyssey, Chicago's newest and most luxurious lakefront gourmet dining ship, cruises into Navy Pier; and

Whereas, Odyssey is a \$5 million megayacht that will be licensed to carry 800 passengers, more than any other ship of its type on the Great Lakes. It will employ a staff of 250 full-time workers; and

Whereas, Odyssey will offer lunch, dinner, Sunday brunch, and weekend moonlight cruises. Cuisine is patterned after that on the grand cruise ships of the Riviera, including sit-down gourmet meals; and

Whereas, Odyssey will benefit the tourism industry of our state; and

Whereas, the ship, which is the culmination of years of research, planning, and innovative engineering, will be christened May 3;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 3, 1991, as ODYSSEY DAY in Illinois.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-227

PROUD LADY DAYS

Whereas, the American Health and Beauty Aids Institute

(AHBAI) is a national trade association representing the leading manufacturers of ethnic health and beauty aid products; and

Whereas, AHBAI strives to promote a symbol of strength and unity in the black community and to supply high-quality products made by a minority-owned company whose profits are funneled into improving the black community; and

Whereas, during May 18-20, AHBAI is sponsoring the 3rd Annual Proud Lady Beauty Show, which has been dubbed the largest ethnic show in the Midwest. The theme for this year's event is "The Wave of the Future;"

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 18-20, 1991, as PROUD LADY DAYS in Illinois to honor AHBAI for their efforts to strengthen the black community.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-228

RICHARD HIRTZEL DAY

Whereas, Richard D. Hirtzel had a distinguished career in the U.S. Army, obtaining the rank of colonel; and

Whereas, he has an extensive background in education and communication, serving as chief of radio operations in the Korean Communication Zone, sports editor of the San Fernando Valley Journal, supervisor of the Office of Special Courses and Conferences at Brigham Young University, and assistant professor at Winona State College; and

Whereas, since 1968, he has served as an associate professor at Western Illinois University;

Whereas, over the years, Richard has been an excellent teacher and counselor and has built reciprocal respect between himself and his students; and

Whereas, Richard has been actively involved in church and community affairs, as well as devoting a great deal of time to his own family; and

Whereas, Richard is retiring from his teaching post May 4, 1991;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 4, 1991, as RICHARD HIRTZEL DAY in Illinois in honor of the outstanding contributions he has made to our citizens and our educational system.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-229

RP AWARENESS DAY

Whereas, Retinitis Pigmentosa (RP) is the largest source of internally caused blindness and deaf-blindness in the world today; and

Whereas, RP is a hereditary blinding eye disease which affects more than 500,000 people in the United States, including at least 25,000 Illinoisans; and

Whereas, to help combat Retinitis Pigmentosa and allied retinal degenerative diseases, the RP Foundation Fighting Blindness seeks to boost public awareness and the continued strong support of scientific research for the betterment of the hundreds of thousands of people who are afflicted by this disease;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 20, 1991, as RP AWARENESS DAY in Illinois and urge citizens to lend whatever support they can to this important endeavor, so that one day this cruel disease will no longer threaten the precious gift of sight.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-230 SENIOR SMILE WEEK

Whereas, older adults are one of the fastest growing segments of our society. People in this age group are living longer, healthier lives than ever before; and

Whereas, good oral health contributes to total well-being; and

Whereas, oral health needs are different for seniors, and people from this age group need to be aware of the importance of regular dental checkups; and

Whereas, the Illinois State Dental Society and its auxiliary are observing Senior Smile Week May 12-18 to promote proper dental health care and nutrition among seniors;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 12-18, 1991, as SENIOR SMILE WEEK in Illinois and urge that all citizens and all community organizations join in this observance.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-231 TELEPHONE OPERATOR'S WEEK

Whereas, telephone operators are vital to the functions of every business and provide an important service to people everywhere; and

Whereas, this is particularly true in hospitals, where telephone operators are responsible for public address systems, radio paging systems, and physicians' registers, in addition to running a switchboard; and

Whereas, telephone operators are at the core of the communications network, serving physicians, hospital personnel,

patients, and visitors; and

Whereas, the third week of May has been designated as a time to honor all telephone operators. In conjunction with the observance, Palos Community Hospital will be holding a special luncheon for its Communication Department on May 16, 1991;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 12-18, 1991, as TELEPHONE OPERATOR'S WEEK in Illinois and encourage everyone to honor their local telephone operators.

Issued by the Governor May 1, 1991.

Filed with the Secretary of State May 6, 1991.

91-232 STAMP COLLECTING WEEK

Whereas, philatelists and others interested in stamp collecting have gathered for the past 33 years for COMPEX (Combined Philatelic Exhibition of Chicagoland), where hundreds of frames of rare and unusual stamps are displayed; and

Whereas, COMPEX is the largest club-sponsored show in the United States, presenting the widest range of exhibits by children and adults alike; and

Whereas, the theme of the COMPEX show this year will be "The 100th Anniversary of Basketball," bearing relevance to all Americans;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 20-26, 1991, as STAMP COLLECTING WEEK in Illinois. I welcome all visitors and exhibitors to our state and wish them a rewarding and enjoyable visit.

Issued by the Governor May 2, 1991.

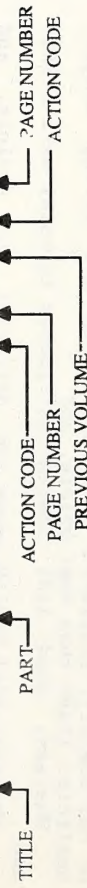
Filed with the Secretary of State May 6, 1991.

ACTION CODES		JCAR - Joint Committee on Administrative Rules	
		Rules	
A	- Adopted Rule	P	- Proposed Rule
AR	- Adopted Repealer	PF	- Prohibited Filing Ordered by JCAR
C	- Notice of Corrections	PP	- Peremptory or Court ordered Rules
CC	- Codification Changes	PR	- Proposed Repealer
E	- Emergency Rule	R	- Refusal to meet JCAR objection
ER	- Emergency Repealer	RC	- Statement of Recommendation
M	- Modification to meet JCAR objections	S	- Suspension ordered by JCAR
O	- JCAR Statement of Objections	W	- Withdrawal to meet JCAR objections

EXAMPLE:

AGRICULTURE, DEPARTMENT OF

8 Ill. Adm. Code 285 Ill. Grain Insurance Act (P-18048/85; A-6818)



ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-9786.

ABANDONED MINED LANDS RECLAMATION COUNCIL

62 Ill. Adm. Code 2501 Abandoned Mined Lands Reclamation (P-141; A-6513)

AGING, DEPARTMENT ON

89 Ill. Adm. Code 240 Community Care Program (E-2838)

AGRICULTURE, DEPARTMENT OF

8 Ill. Adm. Code 255 Agrichemical Facilities (E-128)

8 Ill. Adm. Code 270 Ill. State Fair & DuQuoin State Fair, Non-Fair Space Rental & the General Operation of the State Fairgrounds (P-10965/90; A-455)

8 Ill. Adm. Code 125 Meat & Poultry Inspection Act (PP-620; W-1574) (P-1583) (PP-3117)

2 Ill. Adm. Code 700 Organizational Chart, Description, Rulemaking Procedure, & Programs (A-611/5)

8 Ill. Adm. Code 290 Standardbred & Thoroughbred Horse Breeding & Racing Programs (P-19087/90; A-5207)

ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF

77 Ill. Adm. Code 2058 Licensure of Alcoholism & Substance Abuse Treatment, Intervention & Research Programs (P-6457/90; A-2597)

ASBESTOS ABATEMENT AUTHORITY, ILLINOIS

2 Ill. Adm. Code 2650 Organization, rulemaking & Public Information (A-2660)

ATTORNEY GENERAL

14 Ill. Adm. Code 475 Motor Vehicle Advertising (P-6343)

AUDITOR GENERAL

74 Ill. Adm. Code 420 Code of Regs. (P-15645/90; A-3429)

BANKS AND TRUST COMPANIES, COMMISSIONER OF

38 Ill. Adm. Code 307 Acquisition of Former Main Banking Premises or Branches of Eligible Depository Institutions (P-3611)

38 Ill. Adm. Code 354 Administration of Collateral Obtained in Collection of a Debt (P-3614)

38 Ill. Adm. Code 397 Corporate Fiduciary Receivership Account (P-15181/90; A-167)

38 Ill. Adm. Code 350 Loan Agreements Providing for a Bank to Share in Profits, Income or Earnings (P-2053)

CARNIVAL-AMUSEMENT SAFETY BOARD

56 Ill. Adm. Code 6000 Carnival & Amusement Ride Inspection Law (P-2989/90; A-4109)

CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF

80 Ill. Adm. Code 303 Conditions of Employment (P-4801) (E-5076) (P-17399/90; A-5214)

89 Ill. Adm. Code 1300 Day Care (P-5141)

80 Ill. Adm. Code 310 Pay Plan (PP-663) (P-14657/90; A-3296) (P-15186/90; A-4401) (P-4497; W-5920) (PP-5100) (P-5147) (PP-5465) (P-6364)

44 Ill. Adm. Code 5030 Personal Use of State Telephones (P-1203)

44 Ill. Adm. Code 5040 State Vehicles & Garage (P-17403/90; A-7553)

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am	= amendment to existing Section	A	= Adopted rule
cc	= codification changes	C	= Correction
n	= new Section	CC	= Codification Changes
r	= repeal of existing Section	E	= Emergency rule
rc	= recodified	F	= Failure to Remedy Objections
#	= renumbered	M	= Modification
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440.110 n

440.120 n

440.130 n

440.140 n

440.150 n

502.76 am

509.100 am

720.100 n

1312.265 am

1325.120 am

1408.90 am

1413.48 am

1424.140 n

1424.355 am

TITLE 14

475.110 n

475.210 n

475.220 n

475.230 n

475.240 n

475.250 n

475.260 n

475.310 n

475.320 n

475.330 n

475.340 n

475.350 n

475.360 n

475.370 n

475.380 n

475.390 n

475.410 n

475.420 n

475.510 n

475.520 n

475.530 n

475.540 n

475.550 n

475.560 n

475.570 n

475.580 n

475.590 n

475.710 n

475.720 n

510.10 am

510.20 am

510.40 am

510.50 am

510.60 am

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TITLE 14 (CONT'D)		TITLE 17 (CONT'D)		TITLE 20		TITLE 23		TITLE 26		TITLE 32	
640.180	n	(P-13391/90; A-7558)	660.40	n	(P-19123/90; A-4777)	4160.10	n	(P-1680)	1720.Ap.A	am	(P-16198/90; A-999)
640.190	n	(P-13391/90; A-7558)	660.45	n	(P-6851)	4160.20	n	(P-1680)			
640.200	n	(P-13391/90; A-7558)	660.50	n	(P-19123/90; A-4777)	4160.30	n	(P-1680)			
640.210	n	(P-13391/90; A-7558)	660.60	n	(P-6851)	4160.40	n	(P-1680)			
640.220	n	(P-13391/90; A-7558)	670.10	am	(P-4836)	4160.50	n	(P-1680)			
640.230	n	(P-13391/90; A-7558)	670.20	am	(P-4836)	4160.60	n	(P-1680)			
640.240	n	(P-13391/90; A-7558)	670.30	am	(P-4836)	4160.70	n	(P-1680)			
640.250	n	(P-13391/90; A-7558)	670.40	am	(P-4836)	4160.80	n	(P-1680)			
640.260	n	(P-13391/90; A-7558)	670.60	am	(P-4836)	4160.90	n	(P-1680)			
640.270	n	(P-13391/90; A-7558)	690.20	am	(P-4214)	4160.100	n	(P-1680)			
640.280	n	(P-13391/90; A-7558)	690.30	am	(P-4214)	4160.110	n	(P-1680)			
640.290	n	(P-13391/90; A-7558)	710.10	am	(P-18409/90; A-4161)	4160.120	n	(P-1680)			
640.300	n	(P-13391/90; A-7558)	710.20	am	(P-18409/90; A-4161)	4160.130	n	(P-1680)			
640.310	n	(P-13391/90; A-7558)	710.30	am	(P-18409/90; A-4161)	4160.140	n	(P-1680)			
640.320	n	(P-13391/90; A-7558)	710.50	am	(P-18409/90; A-4161)	4160.160	n	(P-1680)			
640.330	n	(P-13391/90; A-7558)	710.60	am	(P-18409/90; A-4161)	4160.170	n	(P-1680)			
640.340	n	(P-13391/90; A-7558)	715.10	am	(P-6842)	4160.180	n	(P-1680)			
640.350	n	(P-13391/90; A-7558)	715.20	am	(P-6842)						
			715.30	am	(P-6842)						
			715.40	am	(P-6842)						
			720.10	am	(P-6836)						
			720.30	am	(P-6836)						
			720.40	am	(P-6836)						
			730.10	am	(P-4200)						
			730.20	am	(P-4200)						
			730.30	am	(P-4200)						
			730.40	am	(P-4200)						
			740.10	am	(P-4222)						
			810.30	am	(P-18905/90; A-4699)						
			810.35	r	(P-18905/90; A-4699)						
			810.37	n	(P-18905/90; A-4699)						
			810.40	n	(P-18905/90; A-4699)						
			810.45	r	(P-18905/90; A-4699)						
			810.45	am	(P-5160) (E-5430)						
			810.50	am	(P-18905/90; A-4699)						
			810.70	am	(P-18905/90; A-4699)						
			830.05	am	(P-2057)						
			830.20	n	(P-2057)						
			830.60	am	(P-2057)						
			830.70	am	(P-2057)						
			830.80	am	(P-2057)						
			830.90	am	(P-2057)						
			950.40	am	(P-6807)						
			950.50	am	(P-6807)						
			1535.10	am	(P-20117/90; A-5219)						
			1590.30	n	(P-16174/90; A-32)						
			1590.80	am	(P-16174/90; A-32)						
			1590.90	am	(P-16174/90; A-32)						
			2520.50	am	(P-725; A-7653)						
			2550.10	am	(P-3655)						
			2550.15	n	(P-3655)						
			3035.10	am	(P-18365/90; A-4117)						
			3035.30	am	(P-18365/90; A-4117)						
			3035.40	am	(P-18365/90; A-4117)						
			3035.50	am	(P-18365/90; A-4117)						
			3035.60	am	(P-18365/90; A-4117)						
			3035.70	am	(P-18365/90; A-4117)						
			3040.Ap. B	am	(P-18365/90; A-4117)						
			3040.Ap. C	n	(P-18380/90; A-4132)						
			3040.Ap. D	n	(P-18380/90; A-4132)						
			3040.Ap. E	n	(P-18380/90; A-4132)						
			3040.Ap. F	n	(P-18380/90; A-4132)						
			3040.Ap. G	n	(P-18380/90; A-4132)						
			3040.Ap. H	n	(P-18380/90; A-4132)						
			3040.Ap. I	n	(P-18380/90; A-4132)						
			3040.Ap. J	n	(P-18380/90; A-4132)						
			3040.Ap. K	n	(P-18380/90; A-4132)						
			3040.Ap. L	n	(P-18380/90; A-4132)						
			3040.Ap. M	n	(P-18380/90; A-4132)						
			3040.Ap. N	n	(P-18380/90; A-4132)						
			3040.Ap. O	n	(P-18380/90; A-4132)						
			3040.Ap. P	n	(P-18380/90; A-4132)						
			3040.Ap. Q	n	(P-18380/90; A-4132)						
			3040.Ap. R	n	(P-18380/90; A-4132)						
			3040.Ap. S	n	(P-18380/90; A-4132)						
			3040.Ap. T	n	(P-18380/90; A-4132)						
			3040.Ap. U	n	(P-18380/90; A-4132)						
			3040.Ap. V	n	(P-18380/90; A-4132)						
			3040.Ap. W	n	(P-18380/90; A-4132)						
			3040.Ap. X	n	(P-18380/90; A-4132)						
			3040.Ap. Y	n	(P-18380/90; A-4132)						
			3040.Ap. Z	n	(P-18380/90; A-4132)						
			3040.Ap. AA	n	(P-18380/90; A-4132)						
			3040.Ap. AB	n	(P-18380/90; A-4132)						
			3040.Ap. AC	n	(P-18380/90; A-4132)						
			3040.Ap. AD	n	(P-18380/90; A-4132)						
			3040.Ap. AE	n	(P-18380/90; A-4132)						
			3040.Ap. AF	n	(P-18380/90; A-4132)						
			3040.Ap. AG	n	(P-18380/90; A-4132)						
			3040.Ap. AH	n	(P-18380/90; A-4132)						
			3040.Ap. AI	n	(P-18380/90; A-4132)						
			3040.Ap. AJ	n	(P-18380/90; A-4132)						
			3040.Ap. AK	n	(P-18380/90; A-4132)						
			3040.Ap. AL	n	(P-18380/90; A-4132)						
			3040.Ap. AM	n	(P-18380/90; A-4132)						
			3040.Ap. AN	n	(P-18380/90; A-4132)						
			3040.Ap. AO	n	(P-18380/90; A-4132)						
			3040.Ap. AP	n	(P-18380/90; A-4132)						
			3040.Ap. AQ	n	(P-18380/90; A-4132)						
			3040.Ap. AR	n	(P-18380/90; A-4132)						
			3040.Ap. AS	n	(P-18380/90; A-4132)						
			3040.Ap. AT	n	(P-18380/90; A-4132)						
			3040.Ap. AU	n	(P-18380/90; A-4132)						
			3040.Ap. AV	n	(P-18380/90; A-4132)						
			3040.Ap. AW	n	(P-18380/90; A-4132)						
			3040.Ap. AX	n	(P-18380/90; A-4132)						
			3040.Ap. AY	n	(P-18380/90; A-4132)						
			3040.Ap. AZ	n	(P-18380/90; A-4132)						
			3040.Ap. BA	n	(P-18380/90; A-4132)						
			3040.Ap. BB	n	(P-18380/90; A-4132)						
			3040.Ap. BC	n	(P-18380/90; A-4132)						
			3040.Ap. BD	n	(P-18380/90; A-4132)						
			3040.Ap. BE	n	(P-18380/90; A-4132)						
			3040.Ap. BF	n	(P-18380/90; A-4132)						
			3040.Ap. BG	n	(P-18380/90; A-4132)						
			3040.Ap. BH	n	(P-18380/90; A-4132)						
			3040.Ap. BI	n	(P-18380/90; A-4132)						
			3040.Ap. BJ	n	(P-18380/90; A-4132)						
			3040.Ap. BK	n	(P-18380/90; A-4132)						
			3040.Ap. BL	n	(P-18380/90; A-4132)						
			3040.Ap. BM	n	(P-18380/90; A-4132)						
			3040.Ap. BN	n	(P-18380/90; A-4132)						
			3040.Ap. BO	n	(P-18380/90; A-4132)						
			3040.Ap. BP	n	(P-18380/90; A-4132)						
			3040.Ap. BQ	n	(P-18380/90; A-4132)						

TITLE 32 (CONT'D)		TITLE 35 (CONT'D)	
360 Ap.A	n	218.184	(P-3675)
360 Il. A	n	218.185	(P-3675)
360 Il. B	n	218.186	(P-3675)
360 Tb. C	am	218.204	(P-3675)
401.20	am	218.205	(P-3675)
401.30	am	218.206	(P-3675)
401.40	am	218.207	(P-3675)
401.50	am	218.208	(P-3675)
401.60	am	218.209	(P-3675)
401.70	am	218.210	(P-3675)
401.80	am	218.211	(P-3675)
401.90	am	218.212	(P-3675)
401.100	am	218.301	(P-3675)
401.110	am	218.302	(P-3675)
401.120	am	218.303	(P-3675)
401.130	am	218.304	(P-3675)
401.140	am	218.401	(P-3675)
401 Ap.A	n	218.402	(P-3675)
401 Ap.B	n	218.403	(P-3675)
		218.404	(P-3675)
		218.405	(P-3675)
		218.421	(P-3675)
		218.422	(P-3675)
		218.423	(P-3675)
		218.424	(P-3675)
		218.425	(P-3675)
		218.426	(P-3675)
		218.427	(P-3675)
		218.428	(P-3675)
		218.429	(P-3675)
		218.430	(P-3675)
		218.441	(P-3675)
		218.442	(P-3675)
		218.443	(P-3675)
		218.444	(P-3675)
		218.445	(P-3675)
		218.446	(P-3675)
		218.447	(P-3675)
		218.448	(P-3675)
		218.449	(P-3675)
		218.450	(P-3675)
		218.451	(P-3675)
		218.452	(P-3675)
		218.453	(P-3675)
		218.461	(P-3675)
		218.462	(P-3675)
		218.463	(P-3675)
		218.464	(P-3675)
		218.465	(P-3675)
		218.466	(P-3675)
		218.480	(P-3675)
		218.481	(P-3675)
		218.482	(P-3675)
		218.483	(P-3675)
		218.484	(P-3675)
		218.485	(P-3675)
		218.486	(P-3675)
		218.487	(P-3675)
		218.488	(P-3675)
		218.489	(P-3675)
		218.521	(P-3675)
		218.525	(P-3675)
		218.526	(P-3675)
		218.527	(P-3675)
		218.541	(P-3675)

TITLE 35	
201.102	am
201.401	am
211.122	am
212.110	am
212.111	am
212.113	am
212.205	am
212.423	n
212.424	n
212.443	am
214.101	am
214.104	am
215.100	am
215.108	n
215.123	am
215.581	am
215.585	am
218.100	n
218.101	n
218.102	n
218.103	n
218.104	n
218.105	n
218.106	n
218.107	n
218.108	n
218.109	n
218.110	n
218.111	n
218.112	n
218.126	n
218.181	n
218.182	n
218.183	n
218.184	n
218.185	n
218.186	n
218.204	n
219.205	n
219.206	n
219.207	n
219.208	n
219.209	n
219.210	n
219.211	n
219.301	n
219.302	n
219.303	n
219.304	n
219.401	n
219.402	n
219.403	n
219.404	n
219.405	n
219.421	n
219.422	n
219.423	n
219.424	n
219.425	n
219.426	n
219.427	n
219.428	n
219.429	n
219.430	n
219.441	n
219.442	n
219.443	n
219.444	n
219.445	n
219.446	n

TITLE 35 (CONT'D)	
218.561	n
218.562	n
218.563	n
218.581	n
218.582	n
218.583	n
218.584	n
218.585	n
218.601	n
218.602	n
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218.604	n
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218.621	n
218.623	n
218.624	n
218.625	n
218.626	n
218.628	n
218.630	n
218.636	n
218.637	n
218.875	n
218.877	n
218.879	n
218.881	n
218.883	n
218.886	n
218.920	n
218.923	n
218.926	n
218.927	n
218.928	n
218.940	n
218.943	n
218.946	n
218.947	n
218.948	n
218.960	n
218.963	n
218.966	n
218.967	n
218.968	n
218.980	n
218.983	n
218.986	n
218.987	n
218.988	n
218.990	n
218.991	n
218 Ap. A	n
218 Ap. B	n
218 Ap. C	n
218 Ap. D	n

[illegible]

TITLE 35 (CONT'D)		TITLE 35 (CONT'D)	
724.356	am	725.956	n
724.381	am	725.957	n
724.401	am	725.958	n
724.412	am	725.959	n
724.416	am	725.960	n
724.670	am	725.961	n
724.671	am	725.962	n
724.672	am	725.963	n
724.673	am	725.964	n
724.674	am	726.132	r
724.675	am	728.101	am
724.930	n	728.102	am
724.931	n	728.103	am
724.932	n	728.105	am
724.933	n	728.107	am
724.934	n	728.108	r
724.935	n	728.109	n
724.936	n	728.135	n
724.950	n	728.140	am
724.951	n	728.141	am
724.952	n	728.142	am
724.953	n	728.143	am
724.954	n	728.144	am
724.955	n	728.145	am
724.956	n	728.146	am
724.957	n	728.147	am
724.958	n	728.148	am
724.959	n	728.149	am
724.960	n	728.150	am
724.961	n	728.151	am
724.962	n	728.152	am
724.963	n	728.153	am
724.964	n	728.154	am
724.965	n	728.155	am
725.101	am	728.156	am
725.113	am	728.157	am
725.115	am	728.158	am
725.173	am	728.159	am
725.177	am	728.160	am
725.290	am	728.161	am
725.329	am	728.162	am
725.356	am	728.163	am
725.381	am	728.164	am
725.412	am	728.165	am
725.416	am	728.166	am
725.540	n	728.167	am
725.541	n	728.168	am
725.542	n	728.169	am
725.543	n	728.170	am
725.544	n	728.171	am
725.545	n	728.172	am
725.930	n	728.173	am
725.931	n	728.174	am
725.932	n	728.175	am
725.933	n	728.176	am
725.934	n	728.177	am
725.935	n	728.178	am
725.936	n	728.179	am
725.937	n	728.180	am
725.938	n	728.181	am
725.939	n	728.182	am
725.940	n	728.183	am
725.941	n	728.184	am
725.942	n	728.185	am
725.943	n	728.186	am
725.944	n	728.187	am
725.945	n	728.188	am
725.946	n	728.189	am
725.947	n	728.190	am
725.948	n	728.191	am
725.949	n	728.192	am
725.950	n	728.193	am
725.951	n	728.194	am
725.952	n	728.195	am
725.953	n	728.196	am
725.954	n	728.197	am
725.955	n	728.198	am
725.956	n	728.199	am
725.957	n	728.200	am
725.958	n	728.201	am
725.959	n	728.202	am
725.960	n	728.203	am
725.961	n	728.204	am
725.962	n	728.205	am
725.963	n	728.206	am
725.964	n	728.207	am
725.965	n	728.208	am
725.966	n	728.209	am
725.967	n	728.210	am
725.968	n	728.211	am
725.969	n	728.212	am
725.970	n	728.213	am
725.971	n	728.214	am
725.972	n	728.215	am
725.973	n	728.216	am
725.974	n	728.217	am
725.975	n	728.218	am
725.976	n	728.219	am
725.977	n	728.220	am
725.978	n	728.221	am
725.979	n	728.222	am
725.980	n	728.223	am
725.981	n	728.224	am
725.982	n	728.225	am
725.983	n	728.226	am
725.984	n	728.227	am
725.985	n	728.228	am
725.986	n	728.229	am
725.987	n	728.230	am
725.988	n	728.231	am
725.989	n	728.232	am
725.990	n	728.233	am
725.991	n	728.234	am
725.992	n	728.235	am
725.993	n	728.236	am
725.994	n	728.237	am
725.995	n	728.238	am
725.996	n	728.239	am
725.997	n	728.240	am
725.998	n	728.241	am
725.999	n	728.242	am
726.000	n	728.243	am
726.001	n	728.244	am
726.002	n	728.245	am
726.003	n	728.246	am
726.004	n	728.247	am
726.005	n	728.248	am
726.006	n	728.249	am
726.007	n	728.250	am
726.008	n	728.251	am
726.009	n	728.252	am
726.010	n	728.253	am
726.011	n	728.254	am
726.012	n	728.255	am
726.013	n	728.256	am
726.014	n	728.257	am
726.015	n	728.258	am
726.016	n	728.259	am
726.017	n	728.260	am
726.018	n	728.261	am
726.019	n	728.262	am
726.020	n	728.263	am
726.021	n	728.264	am
726.022	n	728.265	am
726.023	n	728.266	am
726.024	n	728.267	am
726.025	n	728.268	am
726.026	n	728.269	am
726.027	n	728.270	am
726.028	n	728.271	am
726.029	n	728.272	am
726.030	n	728.273	am
726.031	n	728.274	am
726.032	n	728.275	am
726.033	n	728.276	am
726.034	n	728.277	am
726.035	n	728.278	am
726.036	n	728.279	am
726.037	n	728.280	am
726.038	n	728.281	am
726.039	n	728.282	am
726.040	n	728.283	am
726.041	n	728.284	am
726.042	n	728.285	am
726.043	n	728.286	am
726.044	n	728.287	am
726.045	n	728.288	am
726.046	n	728.289	am
726.047	n	728.290	am
726.048	n	728.291	am
726.049	n	728.292	am
726.050	n	728.293	am
726.051	n	728.294	am
726.052	n	728.295	am
726.053	n	728.296	am
726.054	n	728.297	am
726.055	n	728.298	am
726.056	n	728.299	am
726.057	n	728.300	am
726.058	n	728.301	am
726.059	n	728.302	am
726.060	n	728.303	am
726.061	n	728.304	am
726.062	n	728.305	am
726.063	n	728.306	am
726.064	n	728.307	am
726.065	n	728.308	am
726.066	n	728.309	am
726.067	n	728.310	am
726.068	n	728.311	am
726.069	n	728.312	am
726.070	n	728.313	am
726.071	n	728.314	am
726.072	n	728.315	am
726.073	n	728.316	am
726.074	n	728.317	am
726.075	n	728.318	am
726.076	n	728.319	am
726.077	n	728.320	am
726.078	n	728.321	am
726.079	n	728.322	am
726.080	n	728.323	am
726.081	n	728.324	am
726.082	n	728.325	am
726.083	n	728.326	am
726.084	n	728.327	am
726.085	n	728.328	am
726.086	n	728.329	am
726.087	n	728.330	am
726.088	n	728.331	am
726.089	n	728.332	am
726.090	n	728.333	am
726.091	n	728.334	am
726.092	n	728.335	am
726.093	n	728.336	am
726.094	n	728.337	am
726.095	n	728.338	am
726.096	n	728.339	am
726.097	n	728.340	am
726.098	n	728.341	am
726.099	n	728.342	am
726.100	n	728.343	am
726.101	n	728.344	am
726.102	n	728.345	am
726.103	n	728.346	am
726.104	n	728.347	am
726.105	n	728.348	am
726.106	n	728.349	am
726.107	n	728.350	am
726.108	n	728.351	am
726.109	n	728.352	am
726.110	n	728.353	am
726.111	n	728.354	am
726.112	n	728.355	am
726.113	n	728.356	am
726.114	n	728.357	am
726.115	n	728.358	am
726.116	n	728.359	am
726.117	n	728.360	am
726.118	n	728.361	am
726.119	n	728.362	am
726.120	n	728.363	am
726.121	n	728.364	am
726.122	n	728.365	am
726.123	n	728.366	am
726.124	n	728.367	am
726.125	n	728.368	am
726.126	n	728.369	am
726.127	n	728.370	am
726.128	n	728.371	am
726.129	n	728.372	am
726.130	n	728.373	am
726.131	n	728.374	am
726.132	n	728.375	am
726.133	n	728.376	am
726.134	n	728.377	am
726.135	n	728.378	am
726.136	n	728.379	am
726.137	n	728.380	am
726.138	n	728.381	am
726.139	n	728.382	am
726.140	n	728.383	am
726.141	n	728.384	am
726.142	n	728.385	am
726.143	n	728.386	am
726.144	n	728.387	am
726.145	n	728.388	am
726.146	n	728.389	am
726.147	n	728.390	am
726.148	n	728.391	am
726.149	n	728.392	am
726.150	n	728.393	am
726.151	n	728.394	am
726.152	n	728.395	am
726.153	n	728.396	am
726.154	n	728.397	am
726.155	n	728.398	am
726.156	n	728.399	am
726.157	n	728.400	am
726.158	n	728.401	am
726.159	n	728.402	am
726.160	n	728.403	am
726.161	n	728.404	am
726.162	n	728.405	am
726.163	n	728.406	am
726.164	n	728.407	am
726.165	n	728.408	am
726.166	n	728.409	am
726.167	n	728.410	am
726.168	n	728.411	am
726.169	n	728.412	am
726.170	n	728.413	am
726.171	n	728.414	am
726.172	n	728.415	am
726.173	n	728.416	am
726.174	n	728.417	am
726.175	n	728.418	am
726.176	n	728.419	am
726.177	n	728.420	am
726.178	n	728.421	am
726.179	n	728.422	am
726.180	n	728.423	am
726.181	n	728.424	am
726.182	n	728.425	am
726.183	n	728.426	am
726.184	n	728.427	am
726.185	n	728.428	am
726.186	n	728.429	am
726.187	n	728.430	am
726.188	n	728.431	am
726.189	n	728.432	am
726.190	n	728.433	am
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		R-3127; A-4410)	6101.40	ann	(P-20205/89; A-199)		
110.60	ann	(P-10985/90; O-19076/90;	6101.50	ann	(P-20205/89; A-199)		
		R-3127; A-4410)	6101.100	ann	(P-20205/89; A-199)		
110.70	ann	(P-10985/90; O-19076/90;	6101.110	ann	(P-20205/89; O-2117/90;		
		R-3127; A-4410)			M-365; A-199)		
110.80	ann	(P-10985/90; O-19076/90;	6101.111	n	(P-20205/89; A-199)		
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2007.60	ann	(P-17737/90; A-7658)	2610.60	ann	(P-16117/90; A-7595)		
2007.70	ann	(P-17737/90; A-7658)	2610.110	ann	(P-3641)		
2007.80	ann	(P-17737/90; A-7658)	2610.120	ann	(P-3641)		
2007.90	ann	(P-17737/90; A-7658)	2610.120	ann	(P-16117/90; A-7595)		
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2815.105	am	(P-17152/90; A-1817)	117.230	n	(P-14671/90; A-1511)		
2815.1	r	(P-4555)	117.235	n	(P-14671/90; A-1511)		
2815.5	r	(P-4555)	117.240	n	(P-14671/90; A-1511)		
2875.10	r	(P-4555)	117.300	n	(P-14671/90; A-1511)		
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2875.25	r	(P-4555)	117.315	n	(P-14671/90; A-1511)		
2875.30	r	(P-4555)	117.320	n	(P-14671/90; A-1511)		
2875.35	r	(P-4555)	117.325	n	(P-14671/90; A-1511)		
2875.40	r	(P-4555)	117.330	n	(P-14671/90; A-1511)		
2875.45	r	(P-4555)	117.335	n	(P-14671/90; A-1511)		
2875.50	r	(P-4555)	117.340	n	(P-14671/90; A-1511)		
2875.55	r	(P-4555)	117.345	n	(P-14671/90; A-1511)		
2875.60	r	(P-4555)	117.350	n	(P-14671/90; A-1511)		
2875.65	r	(P-4555)	117.355	n	(P-14671/90; A-1511)		
2875.70	r	(P-4555)	117.360	n	(P-14671/90; A-1511)		
2875.75	r	(P-4555)	117.365	n	(P-14671/90; A-1511)		
2875.80	r	(P-4555)	117.370	n	(P-14671/90; A-1511)		
2875.85	r	(P-4555)	117.375	n	(P-14671/90; A-1511)		
2875.90	r	(P-4555)	117.380	n	(P-14671/90; A-1511)		
2875.95	r	(P-4555)	117.385	n	(P-14671/90; A-1511)		
2876.00	r	(P-4555)	117.390	n	(P-14671/90; A-1511)		
2876.05	r	(P-4555)	117.395	n	(P-14671/90; A-1511)		
2876.10	r	(P-4555)	117.400	n	(P-14671/90; A-1511)		
2876.15	r	(P-4555)	117.405	n	(P-14671/90; A-1511)		
2876.20	r	(P-4555)	117.410	n	(P-14671/90; A-1511)		
2876.25	r	(P-4555)	117.415	n	(P-14671/90; A-1511)		
2876.30	r	(P-4555)	117.420	n	(P-14671/90; A-1511)		
2876.35	r	(P-4555)	117.425	n	(P-14671/90; A-1511)		
2876.40	r	(P-4555)	117.430	n	(P-14671/90; A-1511)		
2876.45	r	(P-4555)	117.435	n	(P-14671/90; A-1511)		
2876.50	r	(P-4555)	117.440	n	(P-14671/90; A-1511)		
2876.55	r	(P-4555)	117.445	n	(P-14671/90; A-1511)		
2876.60	r	(P-4555)	117.450	n	(P-14671/90; A-1511)		
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2876.70	r	(P-4555)	117.460	n	(P-14671/90; A-1511)		
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108.80	am	(P-16718/90; A-6122)	130.140	am	(E-18100/90; O-21140/90; R-1171)		
108.90	am	(P-16718/90; A-6122)	130.150	am	(E-18100/90; O-21140/90; R-1171)		
108.100	am	(P-16718/90; A-6122)	130.160	am	(E-18100/90; O-21140/90; R-1171)		
108.110	am	(P-16718/90; A-6122)	130.170	am	(E-18100/90; O-21140/90; R-1171)		
108.120	am	(P-16718/90; A-6122)	130.180	am	(E-18100/90; O-21140/90; R-1171)		
108.130	am	(P-16718/90; A-6122)	130.190	am	(E-18100/90; O-21140/90; R-1171)		
108.140	am	(P-16718/90; A-6122)	130.200	am	(E-18100/90; O-21140/90; R-1171)		
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108.160	am	(P-16718/90; A-6122)					
108.200	n	(P-16718/90; A-6122)					
108.210	n	(P-16718/90; A-6122)					
108.300	n	(P-16718/90; A-6122)					
108.310	n	(P-16718/90; A-6122)					
108.320	n	(P-16718/90; A-6122)					
108.330	n	(P-16718/90; A-6122)					
108.340	n	(P-16718/90; A-6122)					
108.350	n	(P-16718/90; A-6122)					
108.360	n	(P-16718/90; A-6122)					
108.370	n	(P-16718/90; A-6122)					
108.380	n	(P-16718/90; A-6122)					
108.390	n	(P-16718/90; A-6122)					
108.400	n	(P-16718/90; A-6122)					
108.410	n	(P-16718/90; A-6122)					
108.420	n	(P-16718/90; A-6122)					
108.430	n	(P-16718/90; A-6122)					
108.440	n	(P-16718/90; A-6122)					
108.450	n	(P-16718/90; A-6122)					
108.460	n	(P-16718/90; A-6122)					
108.470	n	(P-16718/90; A-6122)					
108.480	n	(P-16718/90; A-6122)					
108.490	n	(P-16718/90; A-6122)					
108.500	n	(P-16718/90; A-6122)					
108.510	n	(P-16718/90; A-6122)					
108.520	n	(P-16718/90; A-6122)					
108.530	n	(P-16718/90; A-6122)					
108.540	n	(P-16718/90; A-6122)					
108.550	n	(P-16718/90; A-6122)					
108.560	n	(P-16718/90; A-6122)					
108.570	n	(P-16718/90; A-6122)					
108.580	n	(P-16718/90; A-6122)					
108.590	n	(P-16718/90; A-6122)					
108.600	n	(P-16718/90; A-6122)					
108.610	n	(P-16718/90; A-6122)					
108.620	n	(P-16718/90; A-6122)					
108.630	n	(P-16718/90; A-6122)					
108.640	n	(P-16718/90; A-6122)					
108.650	n	(P-16718/90; A-6122)					
108.660	n	(P-16718/90; A-6122)					
108.670	n	(P-16718/90; A-6122)					
108.680	n	(P-16718/90; A-6122)					
108.690	n	(P-16718/90; A-6122)					
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108.730	n	(P-16718/90; A-6122)					
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108.820	n	(P-16718/90; A-6122)					
108.830	n	(P-16718/90; A-6122)					
108.840	n	(P-16718/90; A-6122)					
108.850	n	(P-16718/90; A-6122)					
108.860	n	(P-16718/90; A-6122)					
108.870	n	(P-16718/90; A-6122)					
108.880	n	(P-16718/90; A-6122)					
108.890	n	(P-16718/90; A-6122)					
108.900	n	(P-16718/90; A-6122)					
108.910	n	(P-16718/90; A-6122)					
108.920	n	(P-16718/90; A-6122)					
108.930	n	(P-16718/90; A-6122)					
108.940	n	(P-16718/90; A-6122)					
108.950	n	(P-16718/90; A-6122)					
108.960	n	(P-16718/90; A-6122)					
108.970	n	(P-16718/90; A-6122)					
108.980	n	(P-16718/90; A-6122)					
108.990	n	(P-16718/90; A-6122)					
109.000	n	(P-16718/90; A-6122)					
109.010	n	(P-16718/90; A-6122)					
109.020	n	(P-16718/90; A-6122)					
109.030	n	(P-16718/90; A-6122)					
109.040	n	(P-16718/90; A-6122)					
109.050	n	(P-16718/90; A-6122)					
109.060	n	(P-16718/90; A-6122)					
109.070	n	(P-16718/90; A-6122)					
109.080	n	(P-16718/90; A-6122)					
109.090	n	(P-16718/90; A-6122)					
109.100	n	(P-16718/90; A-6122)					
109.110	n	(P-16718/90; A-6122)					
109.120	n	(P-16718/90; A-6122)					
109.130	n	(P-16718/90; A-6122)					
109.140	n	(P-16718/90; A-6122)					
109.150	n	(P-16718/90; A-6122)					
109.160	n	(P-16718/90; A-6122)					
109.170	n	(P-16718/90; A-6122)					
109.180	n	(P-16718/90; A-6122)					
109.190	n	(P-16718/90; A-6122)					
109.200	n	(P-16718/90; A-6122)					
109.210	n	(P-16718/90; A-6122)					
109.220	n	(P-16718/90; A-6122)					
109.230	n	(P-16718/90; A-6122)					
109.240	n	(P-16718/90; A-6122)					
109.250	n	(P-16718/90; A-6122)					
109.260	n	(P-16718/90; A-6122)					
109.270	n	(P-16718/90; A-6122)					
109.280	n	(P-16718/90; A-6122)					
109.290	n	(P-16718/90; A-6122)					
109.300	n	(P-16718/90; A-6122)					
109.310	n	(P-16718/90; A-6122)					
109.320	n	(P-16718/90; A-6122)					
109.330	n	(P-16718/90; A-6122)					
109.340	n	(P-16718/90; A-6122)					
109.350	n	(P-16718/90; A-6122)					
109.360	n	(P-16718/90; A-					

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1275.50 n	(P-3218)	750.60 n (P-1791)
1275.50 am	(P-7378/90; A-5258)	750.70 n (P-1791)
1275.60 n	(P-3218) (E-3324)	750.80 n (P-1791)
1275.60 am	(P-7378/90; A-5258)	750.90 n (P-1791)
1275.70 n	(P-3218)	750.100 n (P-1791)
1275.70 am	(P-3218)	750.110 n (P-1791)
1285.20 am	(P-6888)	750.120 n (P-1791)
1285.40 am	(P-6888)	
1285.50 am	(P-6888)	
1285.60 am	(P-6888)	
1285.70 am	(P-6888)	
1285.80 am	(P-6888)	
1285.90 am	(P-6888) (E-7785)	
1285.95 am	(P-6888)	
1285.120 am	(P-6888)	
1300.30 am	(P-2519) (E-2855)	
1340.40 am	(P-7343/90; A-5254)	
1380.210 am	(P-7346/90; A-247)	
1380.220 am	(P-7346/90; A-247)	
1380.230 am	(P-7346/90; A-247)	
1380.240 am	(P-7346/90; A-247)	
1380.250 am	(P-7346/90; A-247)	
1380.260 am	(P-7346/90; A-247)	
1380.270 am	(P-7346/90; A-247)	
1380.280 am	(P-7346/90; A-247)	
1380.285 n	(P-7346/90; A-247)	
1380.290 am	(P-7346/90; A-247)	
1380.300 am	(P-7346/90; A-247)	
1380.310 am	(P-7346/90; A-247)	
1380.320 am	(P-7346/90; A-247)	
1380.Ap-A	(P-7346/90; A-247)	
1480.10 r	(P-14291/90; A-7081)	
1480.20 r	(P-14291/90; A-7081)	
1480.30 r	(P-14291/90; A-7081)	
1480.40 r	(P-14291/90; A-7081)	
1480.45 r	(P-14291/90; A-7081)	
1480.50 r	(P-14291/90; A-7081)	
1480.110 n	(P-14291/90; A-7081)	
1480.120 n	(P-14291/90; A-7081)	
1480.130 n	(P-14291/90; A-7081)	
1480.140 n	(P-14291/90; A-7081)	
1480.150 n	(P-14291/90; A-7081)	
1480.160 n	(P-14291/90; A-7081)	
1480.170 n	(P-14291/90; A-7081)	
1480.180 n	(P-14291/90; A-7081)	
1480.190 #	(P-14291/90; A-7081)	
1480.190 am	(P-14291/90; A-7081)	
1480.200 n	(P-14291/90; A-7081)	
1480.210 n	(P-14291/90; A-7081)	
1480.220 #	(P-14291/90; A-7081)	
1480.220 am	(P-14291/90; A-7081)	
1480.220 am	(P-14291/90; A-7081)	
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280.35 am	(P-18359/90; O-5112)	
285.1102 am	(P-17139/90; A-5070)	
285.1106 am	(P-17139/90; A-5070)	
420.630 am	(P-15645/90; A-3429)	
420.640 am	(P-15645/90; A-3429)	
750.10 n	(P-1791)	
750.20 n	(P-1791)	
750.30 n	(P-1791)	
750.40 n	(P-1791)	
750.50 n	(P-1791)	
TITLE 75		
280.35 am	(P-18359/90; O-5112)	
285.1102 am	(P-17139/90; A-5070)	
285.1106 am	(P-17139/90; A-5070)	
420.630 am	(P-15645/90; A-3429)	
420.640 am	(P-15645/90; A-3429)	
750.10 n	(P-1791)	
750.20 n	(P-1791)	
750.30 n	(P-1791)	
750.40 n	(P-1791)	
750.50 n	(P-1791)	
TITLE 76		
280.35 am	(P-18359/90; O-5112)	
285.1102 am	(P-17139/90; A-5070)	
285.1106 am	(P-17139/90; A-5070)	
420.630 am	(P-15645/90; A-3429)	
420.640 am	(P-15645/90; A-3429)	
750.10 n	(P-1791)	
750.20 n	(P-1791)	
750.30 n	(P-1791)	
750.40 n	(P-1791)	
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130.210	am	(E-18100/90; O-21140/90;	1816.116	am	(P-1266)
		R-1171)	1816.117	am	(P-1266)
130.220	am	(E-18100/90; O-21140/90;	1816.150	am	(P-1266)
		R-1171)	1816.151	n	(P-1266)
130.230	am	(E-18100/90; O-21140/90;	1816.Ap.A	am	(P-1314)
		R-1171)	1817.49	am	(P-1314)
130.240	am	(E-18100/90; O-21140/90;	1817.68	am	(P-1314)
		R-1171)	1817.84	am	(P-1314)
130.250	am	(E-18100/90; O-21140/90;	1817.116	am	(P-1314)
		R-1171)	1817.117	am	(P-1314)
130.Tb.A	am	(E-18100/90; O-21140/90;	1817.150	am	(P-1314)
		R-1171)	1817.151	n	(P-1314)
130.Tb.B	am	(E-18100/90; O-21140/90;	1823.14	am	(P-1368)
		R-1171)	1823.15	am	(P-1368)
			2501.7	am	(P-141; A-6513)
			2501.10	am	(P-141; A-6513)
			2501.13	am	(P-141; A-6513)
			2501.16	am	(P-141; A-6513)
			2501.19	am	(P-141; A-6513)
			2501.25	am	(P-141; A-6513)

TITLE 62

220.160	am	(P-14277/90; A-1006)
220.170	am	(P-20140/90; W-5110)
240.10	r	(P-20140/90; W-5110)
240.410	n	(P-20140/90; W-5110)
240.420	r	(P-20140/90; W-5110)
240.430	n	(P-20140/90; W-5110)
240.440	n	(P-20140/90; W-5110)
240.450	n	(P-20140/90; W-5110)
240.460	n	(P-20140/90; W-5110)
240.470	n	(P-20140/90; W-5110)
240.655	am	(P-16205/90; A-2706)

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1700.11	am	(P-1235)	1150.20	am	(P-2492)
1701.Ap. A	am	(P-1242)	1150.30	am	(P-2492)
1702.1	n	(P-1221)	1150.40	am	(P-2492)
1702.5	n	(P-1221)	1150.50	am	(P-2492)
1702.10	n	(P-1221)	1150.50	am	(P-2492)
1702.11	n	(P-1221)	1150.60	am	(P-2492)
1702.12	n	(P-1221)	1150.65	am	(P-2492)
1702.13	n	(P-1221)	1150.70	am	(P-2492)
1702.14	n	(P-1221)	1150.80	am	(P-2492)
1702.15	n	(P-1221)	1150.90	am	(P-2492)
1702.16	n	(P-1221)	1150.100	am	(P-2492)
1702.17	n	(P-1221)	1150.110	am	(P-2492)
1702.18	n	(P-1221)	1150.11A	am	(P-2492)
1761.11	am	(P-1212)	1240.16	n	(P-2456/90; A-3051)
1761.12	am	(P-1212)	1240.40	am	(P-2456/90; A-3051)
1772.11	am	(P-1347)	1240.50	am	(P-2456/90; A-3051)
1772.14	am	(P-1347)	1250.110	am	(P-1691)
1773.5	am	(P-1352)	1250.120	am	(P-1691)
1773.11	am	(P-1352)	1250.130	am	(P-1691)
1773.15	am	(P-1352)	1250.135	n	(P-1691)
1773.17	am	(P-1352)	1250.140	am	(P-1691)
1773.19	am	(P-1352)	1250.150	am	(P-1691)
1774.13	am	(P-1363)	1250.155	n	(P-1691)
1774.14	am	(P-1363)	1250.160	am	(P-1691)
1780.16	am	(P-1342)	1250.170	am	(P-1691)
1780.37	am	(P-1374)	1250.190	r	(P-1691)
1780.39	n	(P-1374)	1250.200	am	(P-1691)
1784.21	am	(P-1382)	1250.205	am	(P-1691)
1784.24	am	(P-1382)	1250.210	am	(P-1691)
1784.30	n	(P-1382)	1250.220	am	(P-1691)
1816.49	n	(P-1382)	1270.5	n	(P-1691)
1816.68	am	(P-1266)	1275.10	am	(P-7378/90; A-5258)
1816.84	am	(P-1266)	1275.13	am	(P-7378/90; A-5258)
1816.111	am	(P-1266)	1275.15	am	(P-7378/90; A-5258)
			1275.16	am	(P-7378/90; A-5258)
			1275.17	am	(P-7378/90; A-5258)
			1275.18	am	(P-7378/90; A-5258)
			1275.19	am	(P-7378/90; A-5258)
			1275.20	am	(P-7378/90; A-5258)
			1275.21	am	(P-7378/90; A-5258)
			1275.22	am	(P-7378/90; A-5258)
			1275.23	am	(P-7378/90; A-5258)
			1275.24	am	(P-7378/90; A-5258)
			1275.25	am	(P-7378/90; A-5258)
			1275.26	am	(P-7378/90; A-5258)
			1275.27	am	(P-7378/90; A-5258)
			1275.28	am	(P-7378/90; A-5258)
			1275.29	am	(P-7378/90; A-5258)
			1275.30	am	(P-7378/90; A-5258)
			1275.31	am	(P-7378/90; A-5258)
			1275.32	am	(P-7378/90; A-5258)
			1275.33	am	(P-7378/90; A-5258)
			1275.34	am	(P-7378/90; A-5258)
			1275.35	am	(P-7378/90; A-5258)
			1275.36	am	(P-7378/90; A-5258)
			1275.37	am	(P-7378/90; A-5258)
			1275.38	am	(P-7378/90; A-5258)
			1275.39	am	(P-7378/90; A-5258)
			1275.40	am	(P-7378/90; A-5258)
			1275.41	am	(P-7378/90; A-5258)
			1275.42	am	(P-7378/90; A-5258)
			1275.43	am	(P-7378/90; A-5258)
			1275.44	am	(P-7378/90; A-5258)
			1275.45	am	(P-7378/90; A-5258)

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330.120	am	(P-4280)	590.110	n	(P-8503/90; A-1833)
330.330	am	(P-9833/90; A-466)	590.120	n	(P-8493/90; A-1830)
330.680	am	(P-9833/90; A-466)	590.130	r	(P-8503/90; A-1833)
330.1220	am	(P-9833/90; A-466)	590.140	n	(P-8493/90; A-1830)
330.3220	am	(P-9833/90; A-466)	590.140	n	(P-8503/90; A-1833)
330.3240	am	(P-9833/90; A-466)	590.140	n	(P-8503/90; A-1833)
330.3260	am	(P-9833/90; A-466)	590.200	n	(P-8503/90; A-1833)
330.3710	am	(P-9833/90; A-466)	590.210	n	(P-8503/90; A-1833)
330.3720	am	(P-9833/90; A-466)	590.220	n	(P-8503/90; A-1833)
330.3730	am	(P-9833/90; A-466)	590.230	n	(P-8503/90; A-1833)
330.3750	am	(P-9833/90; A-466)	590.240	n	(P-8503/90; A-1833)
330.3770	am	(P-9833/90; A-466)	590.300	n	(P-8503/90; A-1833)
330.3780	am	(P-9833/90; A-466)	590.310	n	(P-8503/90; A-1833)
330.3810	am	(P-9833/90; A-466)	590.320	n	(P-8503/90; A-1833)
330.3880	am	(P-9833/90; A-466)	590.330	n	(P-8503/90; A-1833)
330.3900	am	(P-9833/90; A-466)	590.400	n	(P-8503/90; A-1833)
330.3940	am	(P-9833/90; A-466)	590.410	n	(P-8503/90; A-1833)
330.4010	am	(P-9833/90; A-466)	590.420	n	(P-8503/90; A-1833)
330.Tb, D	am	(P-9833/90; A-466)	590.Ap. A	n	(P-8503/90; A-1833)
330.Tb, E	am	(P-9833/90; A-466)	590.Ap. B	n	(P-8503/90; A-1833)
330.120	am	(P-4309)	590.Ap. C	n	(P-8503/90; A-1833)
330.330	am	(P-9883/90; A-1878)	590.Ap. D	n	(P-8503/90; A-1833)
390.1030	am	(P-9883/90; A-1878)	595.110	am	(P-3398)
390.3220	am	(P-9883/90; A-1878)	595.100	am	(P-3398)
390.3240	am	(P-9883/90; A-1878)	595.110	am	(P-3398)
390.3260	am	(P-9883/90; A-1878)	595.200	am	(P-3398)
450.5	am	(P-6440)	595.300	am	(P-3398)
450.20	am	(P-6440)	595.310	am	(P-3398)
450.30	am	(P-6440)	595.320	am	(P-3398)
450.35	am	(P-6440)	595.Ap. A	am	(P-3398)
450.60	am	(P-6440)	595.Ap. B	am	(P-3398)
450.110	am	(P-3422)	665.240	am	(P-17867/90; A-7706)
500.40	am	(P-3422)	695.100	am	(P-17873/90; A-7712)
500.70	n	(P-3422)	695.120	am	(P-15246/90; W-675)
510.10	am	(P-418; A-7718)	710.210	am	(P-4972)
510.60	am	(P-418; A-7718)	790.500	am	(P-3417; E-3537)
510.110	am	(P-418; A-7718)	790.780	am	(P-3417; E-3537)
510.120	am	(P-418; A-7718)	790.1107	n	(P-3417; E-3537)
510.130	am	(P-418; A-7718)	790.1112	n	(P-3417; E-3537)
535.60	am	(P-16237/90; A-5722)	790.1127	n	(P-18457/90; A-6566)
535.150	am	(P-16237/90; A-5722)	790.1131	n	(P-18457/90; A-6566)
535.200	am	(P-16237/90; A-5722)	790.1390	n	(P-18457/90; A-6566)
535.215	n	(P-16237/90; A-5722)	790.1418	am	(P-3417; E-3537)
540.65	n	(P-10665/90; A-1084)	790.1420	am	(P-3417; E-3537)
540.90	am	(P-10665/90; A-1084)	790.1423	am	(P-18457/90; A-6566)
540.100	am	(P-10665/90; A-1084)	790.1425	am	(P-3417; E-3537)
540.200	n	(P-10665/90; A-1084)	790.1685	am	(P-18457/90; A-6566)
550.100	n	(P-10656/90; A-1068)	790.1710	am	(P-3417; E-3537)
550.110	n	(P-10656/90; A-1068)	790.1740	am	(P-3417; E-3537)
550.120	n	(P-10656/90; A-1068)	790.1950	am	(P-18457/90; A-6566)
550.130	n	(P-10656/90; A-1068)	790.1960	am	(P-18457/90; A-6566)
590.10	r	(P-8493/90; A-1830)	790.2020	am	(P-3417; E-3537)
590.20	r	(P-8503/90; A-1833)	790.2130	am	(P-3417; E-3537)
590.30	r	(P-8493/90; A-1830)	790.2155	am	(P-18457/90; A-6566)
590.40	r	(P-8503/90; A-1833)	790.2465	am	(P-18457/90; A-6566)
590.50	r	(P-8493/90; A-1830)	790.2485	am	(P-3417; E-3537)
590.100	r	(P-8503/90; A-1830)	790.2580	am	(P-3417; E-3537)
590.200	r	(P-8493/90; A-1830)	790.2617	am	(P-18457/90; A-6566)
590.300	r	(P-8493/90; A-1830)	790.2618	am	(P-18457/90; A-6566)
590.400	r	(P-8493/90; A-1830)	790.2619	am	(P-3337)
590.500	r	(P-8493/90; A-1830)	790.2645	n	(P-18457/90; A-6566)
590.100	r	(P-8493/90; A-1830)	790.2655	n	(P-18457/90; A-6566)
590.100	n	(P-8503/90; A-1833)			

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790.2662	am	(P-18457/90; A-6566)	790.9460	am	(P-3417; E-3537)
790.2820	am	(P-3417; E-3537)	790.9500	am	(P-3417; E-3537)
790.2902	am	(P-3417; E-3537)	790.9580	am	(P-3417; E-3537)
790.3020	am	(P-18457/90; A-6566)	895.10	am	(P-3005)
790.3027	am	(P-18457/90; A-6566)	895.30	am	(P-3005)
790.3060	am	(P-3417; E-3537)	895.40	am	(P-3005)
790.3140	am	(P-3417; E-3537)	895.50	am	(P-3005)
790.3220	am	(P-18457/90; A-6566)	920.10	am	(P-6460)
790.3308	n	(P-3417; E-3537)	920.15	am	(P-6460)
790.3315	am	(P-3417; E-3537)	920.20	am	(P-6460)
790.3335	am	(P-18457/90; A-6566)	920.30	am	(P-6460)
790.3350	am	(P-18457/90; A-6566)	920.40	am	(P-6460)
790.3488	n	(P-3417; E-3537)	920.50	am	(P-6460)
790.3540	am	(P-3417; E-3537)	920.60	am	(P-6460)
790.3914	am	(P-18457/90; A-6566)	920.70	am	(P-6460)
790.3940	am	(P-3417; E-3537)	920.80	am	(P-6460)
790.4060	am	(P-3417; E-3537)	920.90	am	(P-6460)
790.4384	am	(P-18457/90; A-6566)	920.100	am	(P-6460)
790.4420	am	(P-3417; E-3537)	920.110	am	(P-6460)
790.4495	n	(P-3417; E-3537)	920.120	am	(P-6460)
790.4580	am	(P-3417; E-3537)	920.130	am	(P-6460)
790.4660	am	(P-3417; E-3537)	920.170	n	(P-6460)
790.4720	am	(P-18457/90; A-6566)	920.180	n	(P-6460)
790.4750	am	(P-18457/90; A-6566)	920.180	n	(P-6460)
790.4728	am	(P-18457/90; A-6566)	920.180	n	(P-6460)
790.4740	am	(P-3417; E-3537)	920.180	n	(P-6460)
790.5030	n	(P-18457/90; A-6566)	925.10	am	(P-6498)
790.5220	am	(P-3417; E-3537)	925.15	am	(P-6498)
790.5300	am	(P-18457/90; A-6566)	925.20	am	(P-6498)
790.5312	am	(P-3417; E-3537)	925.30	am	(P-6498)
790.5320	am	(P-18457/90; A-6566)	925.40	am	(P-6498)
790.5420	am	(P-3417; E-3537)	925.50	am	(P-6498)
790.5483	am	(P-3417; E-3537)	925.50	am	(P-6498)
790.5660	am	(P-3417; E-3537)	925.50	am	(P-6498)
790.5820	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.5830	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.5900	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.5924	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.6300	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.6430	n	(P-18457/90; A-6566)	1130.420	n	(E-4787) (P-6100)
790.6505	n	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.6875	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.6960	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.7120	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.7160	am	(P-18457/90; A-6566)	1130.420	n	(E-4787) (P-6100)
790.7221	n	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.7245	n	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.7280	am	(P-18457/90; A-6566)	1130.420	n	(E-4787) (P-6100)
790.7278	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.7280	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.7740	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.7740	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.7820	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.8015	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.8020	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.8290	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.8500	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.8580	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.8620	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.9048	am	(P-18457/90; A-6566)	1130.420	n	(E-4787) (P-6100)
790.9056	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)
790.9220	am	(P-3417; E-3537)	1130.420	n	(E-4787) (P-6100)

2058.705	am	(P-6457/90; A-2597)	730.400	n	(P-1627)	130.510	am	(P-20194/90; A-6621)
2058.805	am	(P-6457/90; A-2597)	730.401	r	(P-1650)	130.530	am	(P-20194/90; A-6621)
2058.900	am	(P-6457/90; A-2597)	730.402	r	(P-1650)	130.535	am	(P-20194/90; A-6621)
2058.905	am	(P-6457/90; A-2597)	730.403	r	(P-1650)	130.540	am	(P-20194/90; A-6621)
2530.Ap. B	am	(P-17428/90; A-1821)	730.404	n	(P-1627)	130.605	am	(P-20194/90; A-6621)
			730.405	n	(P-1650)	130.701	am	(P-5021) (P-20194/90; A-6621)
			730.406	r	(P-1650)	130.901	am	(P-20194/90; A-6621)
			730.407	r	(P-1650)	130.905	am	(P-20194/90; A-6621)
			730.408	r	(P-1650)	130.910	am	(P-20194/90; A-6621)
			730.409	r	(P-1650)	130.1401	am	(P-20194/90; A-6621)
			730.410	n	(P-1627)	130.1405	r	(P-20194/90; A-6621)
			730.411	n	(P-1627)	130.1410	am	(P-20194/90; A-6621)
			730.415	n	(P-1627)	130.1415	am	(P-20194/90; A-6621)
			730.420	n	(P-1627)	130.1420	am	(P-20194/90; A-6621)
			730.425	n	(P-1627)	130.1501	am	(P-20194/90; A-6621)
			730.430	n	(P-1627)	130.1505	am	(P-20194/90; A-6621)
			730.435	n	(P-1627)	130.1701	am	(P-20194/90; A-6621)
			730.440	n	(P-1627)	130.1920	am	(P-20194/90; A-6621)
			730.445	n	(P-1627)	130.1930	am	(P-20194/90; A-6621)
			730.450	n	(P-1627)	130.1950	am	(P-20194/90; A-6621)
			730.500	n	(P-1627)	130.1951	am	(P-20194/90; A-6621)
			730.501	r	(P-1650)	130.1955	am	(P-20194/90; A-6621)
			730.502	r	(P-1650)	130.1970	am	(P-20194/90; A-6621)
			730.503	r	(P-1650)	130.1980	am	(P-20194/90; A-6621)
			730.504	r	(P-1650)	130.1990	am	(P-20194/90; A-6621)
			730.505	n	(P-1627)	130.2005	am	(P-20194/90; A-6621)
			730.506	r	(P-1650)	130.2007	am	(P-20194/90; A-6621)
			730.507	r	(P-1650)	130.2010	n	(P-20194/90; A-6621)
			730.508	r	(P-1650)	130.2018	am	(P-20194/90; A-6621)
			730.509	r	(P-1650)	130.2035	am	(P-20194/90; A-6621)
			730.510	n	(P-1627)	130.2040	am	(P-20194/90; A-6621)
			730.511	r	(P-1650)	130.2055	am	(P-20194/90; A-6621)
			730.515	r	(P-1650)	130.2060	am	(P-20194/90; A-6621)
			730.520	n	(P-1627)	130.2075	am	(P-20194/90; A-6621)
			730.525	n	(P-1627)	130.2080	am	(P-20194/90; A-6621)
			730.530	n	(P-1627)	130.2085	am	(P-20194/90; A-6621)
			730.535	n	(P-1627)	130.2090	am	(P-20194/90; A-6621)
			730.540	n	(P-1627)	130.2105	am	(P-20194/90; A-6621)
			730.600	n	(P-1627)	130.2115	am	(P-20194/90; A-6621)
			730.601	r	(P-1650)	130.2145	am	(P-20194/90; A-6621)
			730.602	r	(P-1650)	130.2150	am	(P-20194/90; A-6621)
			730.603	r	(P-1650)	130.2155	am	(P-20194/90; A-6621)
			730.604	r	(P-1627)	130.11. A	n	(P-20194/90; A-6621)
			730.605	n	(P-1627)	140.101	am	(P-19779/90; A-5834)
			730.606	r	(P-1650)	140.301	am	(P-17916/90; A-5834)
			730.607	r	(P-1650)	150.101	am	(P-19804/90; A-5861)
			730.608	r	(P-1650)	150.105	am	(P-19804/90; A-5861)
			730.609	r	(P-1650)	150.135	am	(P-19804/90; A-5861)
			730.610	r	(P-1650)	150.201	am	(P-19804/90; A-5861)
			730.611	r	(P-1650)	150.405	am	(P-19804/90; A-5861)
			730.700	n	(P-1627)	150.710	am	(P-19804/90; A-5861)
			730.701	n	(P-1627)	150.725	am	(P-19804/90; A-5861)
			730.702	r	(P-1650)	150.905	am	(P-19804/90; A-5861)
			730.703	r	(P-1650)	150.1101	am	(P-19804/90; A-5861)
			730.705	n	(P-1627)	150.1310	am	(P-19804/90; A-5861)
			730.710	n	(P-1627)	150.1401	am	(P-19804/90; A-5861)
			730.715	n	(P-1627)	150.1405	am	(P-19804/90; A-5861)
			730.720	n	(P-1627)	160.101	am	(P-19788/90; A-5845)
			730.725	n	(P-1627)	160.105	am	(P-19788/90; A-5845)
			730.801	n	(P-1627)	160.135	am	(P-19788/90; A-5845)
			730.802	r	(P-1650)	160.150	am	(P-19788/90; A-5845)
				n	(P-1627)	160.155	am	(P-19788/90; A-5845)

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200.115	am	(P-17454/90; A-3518)	390.110	am	(P-19746/90; A-5815)
220.101	am	(P-19706/90; A-5783)	420.50	am	(P-15762/90; A-3498)
220.105	am	(P-19706/90; A-5783)	430.90	am	(P-15762/90; A-3498)
220.110	am	(P-19706/90; A-5783)	430.100	am	(P-1724)
220.115	am	(P-19706/90; A-5783)	430.110	am	(P-1724)
220.120	am	(P-19706/90; A-5783)	430.120	am	(P-1724)
220.125	am	(P-19706/90; A-5783)	430.130	am	(P-1724)
220.130	am	(P-19706/90; A-5783)	430.160	am	(P-1724)
230.101	am	(P-19717/90; A-5796)	430.180	am	(P-1724)
230.105	am	(P-19717/90; A-5796)	430.190	am	(P-1724)
230.110	am	(P-19717/90; A-5796)	430.200	am	(P-1724)
230.115	am	(P-19717/90; A-5796)	432.100	am	(P-1777)
230.120	am	(P-19717/90; A-5796)	432.110	am	(P-1777)
230.125	am	(P-19717/90; A-5796)	432.120	am	(P-1777)
230.130	am	(P-19717/90; A-5796)	432.160	am	(P-1777)
240.101	r	(P-19725/90; A-5781)	435.100	am	(P-1748)
240.105	r	(P-19725/90; A-5781)	435.110	am	(P-1748)
240.110	r	(P-19725/90; A-5781)	435.120	am	(P-1748)
240.115	r	(P-19725/90; A-5781)	435.130	am	(P-1748)
240.120	r	(P-19725/90; A-5781)	435.140	am	(P-1748)
270.101	am	(P-15251/90; A-3507)	435.160	am	(P-1748)
270.105	am	(P-15251/90; A-3507)	435.170	am	(P-1748)
270.110	am	(P-15251/90; A-3507)	435.180	am	(P-1748)
270.115	am	(P-15251/90; A-3507)	435.190	am	(P-1748)
270.120	am	(P-15251/90; A-3507)	435.200	am	(P-1748)
270.125	am	(P-15251/90; A-3507)	435.210	am	(P-1748)
270.130	am	(P-15251/90; A-3507)	435.220	am	(P-1748)
280.101	am	(P-17908/90; A-6290)	440.90	am	(P-13429/90; A-117)
280.105	am	(P-17908/90; A-6290)	450.10	am	(P-13434/90; A-122)
280.110	am	(P-17908/90; A-6290)	500.102	am	(P-17897/90; A-6305)
280.115	am	(P-17908/90; A-6290)	500.103	n	(P-17897/90; A-6305)
280.120	am	(P-17908/90; A-6290)	500.105	n	(P-17897/90; A-6305)
280.125	am	(P-17908/90; A-6290)	500.115	am	(P-17897/90; A-6305)
280.130	am	(P-17908/90; A-6290)	500.150	r	(P-17897/90; A-6305)
290.101	r	(P-17951/90; A-5820)	500.155	am	(P-17897/90; A-6305)
290.105	r	(P-17951/90; A-5820)	500.175	am	(P-17897/90; A-6305)
290.110	r	(P-17951/90; A-5820)	500.195	am	(P-17897/90; RC-5122; A-6305)
290.115	r	(P-17951/90; A-5820)	500.201	n	(P-17897/90; A-6305)
320.101	am	(P-19756/90; A-6316)	500.220	am	(P-5017) (P-17897/90; A-6305)
320.105	am	(P-19756/90; A-6316)	600.101	am	(P-18195/90; A-6284)
320.110	am	(P-19756/90; A-6316)	600.105	r	(P-18195/90; A-6284)
320.115	am	(P-19756/90; A-6316)	600.110	r	(P-18195/90; A-6284)
320.120	am	(P-19756/90; A-6316)	600.115	r	(P-18195/90; A-6284)
330.101	am	(P-19767/90; A-5822)	600.125	r	(P-18195/90; A-6284)
330.105	am	(P-19767/90; A-5822)	600.130	r	(P-18195/90; A-6284)
330.110	am	(P-19767/90; A-5822)	600.135	r	(P-18195/90; A-6284)
330.115	am	(P-19767/90; A-5822)	610.101	r	(P-18208/90; A-6286)
330.120	am	(P-19767/90; A-5822)	610.105	r	(P-18208/90; A-6286)
340.101	am	(P-19774/90; A-5829)	610.110	r	(P-18208/90; A-6286)
340.105	am	(P-19774/90; A-5829)	610.115	r	(P-18208/90; A-6286)
340.110	am	(P-19774/90; A-5829)	610.120	r	(P-18208/90; A-6286)
370.101	am	(P-19730/90; A-5805)	610.125	r	(P-18208/90; A-6286)
370.105	am	(P-19730/90; A-5805)	610.130	r	(P-18208/90; A-6286)
370.110	am	(P-19730/90; A-5805)	610.135	r	(P-18208/90; A-6286)
370.115	am	(P-19730/90; A-5805)	620.101	r	(P-18217/90; A-6288)
370.120	am	(P-19730/90; A-5805)	620.105	r	(P-18217/90; A-6288)
380.101	am	(P-19740/90; A-6299)	620.115	r	(P-18217/90; A-6288)
380.110	am	(P-19740/90; A-6299)	620.120	r	(P-18217/90; A-6288)
380.120	am	(P-19740/90; A-6299)	630.101	am	(P-17879/90; A-5762)
390.101	am	(P-19746/90; A-5815)	630.105	am	(P-17879/90; A-5762)
390.105	am	(P-19746/90; A-5815)	630.110	am	(P-17879/90; A-5762)

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630.115	am	(P-17879/90; A-5762)	120.61	am	(P-159; A-5302) (E-348)
640.101	am	(P-17887/90; A-5770)	120.64	am	(P-5551)
640.105	am	(P-17887/90; A-5770)	120.65	n	(P-2908)
640.110	am	(P-17887/90; A-5770)	120.72	am	(P-159; A-5302) (E-348)
650.101	am	(P-17894/90; A-5778)	120.74	am	(P-5551)
3000.100	n	(P-433)	120.208	am	(P-5551)
3000.110	n	(P-433)	120.235	am	(P-5551)
3000.120	n	(P-433)	120.281	am	(P-5551)
3000.130	n	(P-433)	120.319	am	(P-833)
3000.140	n	(P-433)	120.320	am	(P-833)
3000.150	n	(P-433)	120.321	am	(P-833)
3000.160	n	(P-433)	120.322	am	(P-833)
3000.170	n	(P-433)	120.323	am	(P-833)
3000.180	n	(P-433)	120.370	am	(P-6937)
3000.200	n	(P-433)	120.335	am	(P-5551)
3000.210	n	(P-433)	120.386	am	(P-159; A-5302) (E-348)
3000.220	n	(P-433)			(P-7468)
3000.230	n	(P-433)	120.390	am	(P-5551)
3000.240	n	(P-433)	120.391	am	(P-5551)
3000.250	n	(P-433)	121.31	am	(P-5525)
3000.260	n	(P-433)	121.58	am	(P-5525)
3000.400	n	(P-433)	121.63	am	(P-6922)
3000.410	n	(P-433)	121.91	am	(P-6922)
3000.450	n	(P-433)	140.3	am	(P-5585)
3000.500	n	(P-433)	140.7	am	(P-5585)
			140.11	am	(P-6949)
			140.16	am	(P-847)
		(P-409; A-7202)	140.413	am	(P-406) (E-592)
		(P-409; A-7202)	140.420	am	(P-1414)
		(P-18705/90; A-5320)	140.421	am	(P-1414)
		(P-15; A-6557)	140.457	n	(P-20170/90; A-6220)
		(P-15; A-6557)	140.458	n	(P-20170/90; A-6220)
		(P-15; A-6557)	140.459	n	(P-20170/90; A-6220)
		(P-15; A-6557)	140.460	am	(P-4903)
		(P-17762/90; A-1029)	140.461	am	(P-4903)
		(P-371; A-5684)	140.462	am	(P-4903)
		(P-19568/90; A-5275)	140.463	am	(P-4903)
		(P-2521)	140.465	r	(P-4903)
		(P-2521)	140.475	am	(P-847)
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		(P-2521) (E-2862)			(P-14317/90; A-298)
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		(P-5502)	140.487	am	(P-14317/90; A-298)
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		(P-6913)	140.560	am	(P-7482)
		(P-19581/90; A-5291)	140.561	am	(P-13963/90; O-17718/90; R-366)
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112.74	am	
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112.79	am	
112.80	am	
112.82	am	
112.110	am	
112.151	am	
112.340	n	
113.9	am	
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